



PB 87 of 2012

National Health (Remote Aboriginal Health Services Program) Special Arrangements Amendment Instrument 2012 (No. 2)¹

National Health Act 1953

I, KIM BESSELL, First Assistant Secretary (Acting), Pharmaceutical Benefits Division, Department of Health and Ageing, delegate of the Minister for Health, make this Instrument under subsections 100(1) and (2) of the *National Health Act 1953*.

Dated 27 September 2012

KIM BESSELL

First Assistant Secretary (Acting)
Pharmaceutical Benefits Division
Department of Health and Ageing

1 Name of Instrument

- (1) This instrument is the *National Health (Remote Aboriginal Health Services Program) Special Arrangements Amendment Instrument 2012 (No.2)*.
- (2) This Instrument may also be cited as PB 87 of 2012.

2 Commencement

This instrument commences on 1 October 2012.

3 Amendment of the *National Health (Remote Aboriginal Health Services Program) Special Arrangements Instrument 2010 (PB 65 of 2010)*

Schedule 1 amends the *National Health (Remote Aboriginal Health Services Program) Special Arrangements Instrument 2010 (PB 65 of 2010)*.

Schedule 1 Amendments

(Section 3)

[1] Section 3

Insert at the end:

- *pack quantity* has the same meaning as in subsection 84(1) of the Act.
- *prescribed bag provisions* means sections 93, 93AA and 93AB of the Act.
- *ready-prepared pharmaceutical benefit* means a brand of a pharmaceutical item for which there is a determination under subsection 85(6) of the Act.

[2] Section 5

Omit.

Insert:

All ready-prepared pharmaceutical benefits are available under this arrangement, except for:

- (a) pharmaceutical benefits that can only be supplied under Part VII of the Act in accordance with a special arrangement under section 100 of the Act; and
- (b) pharmaceutical benefit that can only be supplied under Part VII of the Act under the prescriber bag provisions of the Act; and
- (c) pharmaceutical benefits that are Schedule 8 drugs, as defined by the relevant State or Territory drugs and poisons legislation.

[3] Section 9

Omit.

Insert:

An approved pharmacist or an approved hospital authority that supplies a pack quantity of a pharmaceutical benefit is entitled to be paid by the Commonwealth for the supply, the sum of the following amounts:

- (a) the price to pharmacists for the pack quantity worked out under the determination under paragraph 98B(1)(a) of the Act that is in force at the time of supply of the benefit; and
- (b) a mark-up equal to the pharmacy mark-up worked out under the determination under paragraph 98B(1)(a) of the Act; and
- (c) a handling fee of \$2.82.

Costs of transportation and cold chain maintenance are included in the above payment formula.

¹ **Note** All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>