Description: Commonwealth Coat of Arms

User Rights Amendment (September Indexation Measures) Principle 2013

I, KEVIN ANDREWS, Minister for Social Services, make the following principle under the *Aged Care Act 1997*.

Dated: 19 September 2013

Kevin Andrews

Minister for Social Services

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1 Name of principle

This principle is the *User Rights Amendment (September Indexation Measures) Principle 2013.*

2 Commencement

This principle commences on 20 September 2013.

3 Authority

This principle is made under the *Aged Care Act 1997*.

4 Schedule(s)

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

User Rights Principles 1997

1 Subsection 23.81P (5)

Repeal the subsection, substitute:

(5) For paragraph 57A‑6 (1) (c) of the Act, for a post‑2008 reform resident who:

(a) first entered a residential care service for the provision of residential care (other than respite care) before 1 July 2004; and

(b) re‑enters care:

(i) after 19 March 2008 and before 20 September 2008 — $15.76 is specified;

(ii) on or after 20 September 2008 and before 20 March 2009 — $16.20 is specified;

(iii) on or after 20 March 2009 and before 20 September 2009 — $16.35 is specified;

(iv) on or after 20 September 2009 and before 20 March 2010 — $16.48 is specified;

(v) on or after 20 March 2010 and before 20 September 2010 — $16.73 is specified;

(vi) on or after 20 September 2010 and before 20 March 2011 — $16.99 is specified;

(vii) on or after 20 March 2011 and before 20 September 2011 — $17.18 is specified;

(viii) on or after 20 September 2011 and before 20 March 2012 — $17.60 is specified;

(ix) on or after 20 March 2012 and before 20 September 2012 — $17.71 is specified;

(x) on or after 20 September 2012 and before 20 March 2013 — $17.81 is specified;

(xi) on or after 20 March 2013 and before 20 September 2013 — $18.10 is specified; or

(xii) on or after 20 September 2013 and before 20 March 2014 — $18.24 is specified.

2 Subsection 23.81P (6)

Repeal the subsection, substitute:

(6) For paragraph 57A‑6 (1) (c) of the Act, for a post‑2008 reform resident who:

(a) first entered a residential care service for the provision of residential care (other than respite care) after 30 June 2004; and

(b) receives an income support payment; and

(c) enters care:

(i) after 19 March 2008 and before 20 September 2008 — $19.56 is specified;

(ii) on or after 20 September 2008 and before 20 March 2009 — $21.39 is specified;

(iii) on or after 20 March 2009 and before 20 September 2009 — $23.22 is specified;

(iv) on or after 20 September 2009 and before 20 March 2010 — $25.05 is specified;

(v) on or after 20 March 2010 and before 20 September 2010 —$26.88 is specified;

(vi) on or after 20 September 2010 and before 20 March 2011 —$28.72 is specified;

(vii) on or after 20 March 2011 and before 20 September 2011 — $30.55 is specified;

(viii) on or after 20 September 2011 and before 20 March 2012 — $32.38 is specified;

(ix) on or after 20 March 2012 and before 20 September 2012 — $32.58 is specified;

(x) on or after 20 September 2012 and before 20 March 2013 — $32.76 is specified;

(xi) on or after 20 March 2013 and before 20 September 2013 — $33.29 is specified; or

(xii) on or after 20 September 2013 and before 20 March 2014 — $33.55 is specified.

3 Subsection 23.81P (7)

Repeal the subsection, substitute:

(7) For paragraph 57A‑6 (1) (c) of the Act, for a post‑2008 reform resident who:

(a) first entered a residential care service for the provision of residential care (other than respite care) after 30 June 2004; and

(b) does not receive an income support payment; and

(c) is receiving care through  a service that meets the building requirements mentioned in section 21.11B of the *Residential Care Subsidy Principles 1997*; and

(d) enters care:

(i) after 19 March 2008 and before 20 September 2010 — $26.88 is specified;

(ii) on or after 20 September 2010 and before 20 March 2011 —$28.72 is specified;

(iii) on or after 20 March 2011 and before 20 September 2011 — $30.55 is specified;

(iv) on or after 20 September 2011 and before 20 March 2012 — $32.38 is specified;

(v) on or after 20 March 2012 and before 20 September 2012 — $32.58 is specified;

(vi) on or after 20 September 2012 and before 20 March 2013 — $32.76 is specified;

(vii) on or after 20 March 2013 and before 20 September 2013 — $33.29 is specified; or

(viii) on or after 20 September 2013 and before 20 March 2014 — $33.55 is specified.

4 Subsection 23.81P (8)

Repeal the subsection, substitute:

(8) For paragraph 57A‑6 (1) (c) of the Act, for a post‑2008 reform resident who:

(a) first entered a residential care service for the provision of residential care (other than respite care) after 30 June 2004; and

(b) does not receive an income support payment; and

(c) is receiving care through a service that does not meet the building requirements mentioned in section 21.11B of the *Residential Care Subsidy Principles 1997*; and

(d) enters care:

(i) after 19 March 2008 and before 20 September 2008 — $24.37 is specified;

(ii) on or after 20 September 2008 and before 20 March 2009 — $25.06 is specified;

(iii) on or after 20 March 2009 and before 20 September 2009 — $25.28 is specified;

(iv) on or after 20 September 2009 and before 20 March 2010 — $25.49 is specified;

(v) on or after 20 March 2010 and before 20 September 2010 — $25.87 is specified;

(vi) on or after 20 September 2010 and before 20 March 2011 — $26.27 is specified;

(vii) on or after 20 March 2011 and before 20 September 2011 — $26.56 is specified;

(viii) on or after 20 September 2011 and before 20 March 2012 — $27.22 is specified;

(ix) on or after 20 March 2012 and before 20 September 2012 — $27.39 is specified;

(x) on or after 20 September 2012 and before 20 March 2013 — $27.54 is specified;

(xi) on or after 20 March 2013 and before 20 September 2013 — $27.98 is specified; or

(xii) on or after 20 September 2013 and before 20 March 2014 — $28.20 is specified.