

**User Rights Amendment (March Indexation Measures) Principle 2014**

*Aged Care Act 1997*

I, MITCH FIFIELD, Assistant Minister for Social Services, make this Principle under section 96‑1 of the *Aged Care Act 1997*.

Dated: 12 March 2014

MITCH FIFIELD

Assistant Minister for Social Services

1 Name of Principle

 This amending Principle is the *User Rights Amendment (March Indexation Measures) Principle 2014.*

2 Commencement

 This amending Principle commences on 20 March 2014.

3 Amendment of User Rights Principles

 Schedule 1 amends the *User Rights Principles 1997*.

Schedule 1 Amendments

(section 3)

**[1] Section 23.81P (5)**

*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;

1. on or after 20 September 2011 and before 20 March 2012 - $17.60 is specified;
2. on or after 20 March 2012 and before 20 September 2012 - $17.71 is specified;
3. on or after 20 September 2012 and before 20 March 2013 - $17.81 is specified;
4. on or after 20 March 2013 and before 20 September 2013 - $18.10 is specified;
5. on or after 20 September 2013 and before 20 March 2014 - $18.24 is specified; or
6. on or after 20 March 2014 and before 20 September 2014 - $18.59 is specified.

**[2] Section 23.81P (6)**

 *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;

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

 specified; or

(xiii) on or after 20 March 2014 and before 20 September 2014 - $34.20 is

 specified.

**[3] Section 23.81P (7)**

 *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;

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

 specified; or

(ix) on or after 20 March 2014 and before 20 September 2014 - $34.20 is

 specified.

**[4] Section 23.81P (8)**

 *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;

1. on or after 20 September 2011 and before 20 March 2012 - $27.22 is specified;
2. on or after 20 March 2012 and before 20 September 2012 - $27.39 is specified;
3. on or after 20 September 2012 and before 20 March 2013 - $27.54 is specified;
4. on or after 20 March 2013 and before 20 September 2013 - $27.98 is specified;
5. on or after 20 September 2013 and before 20 March 2014 - $28.20 is specified; or
6. on or after 20 March 2014 and before 20 September 2014 - $28.75 is specified.

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**Note**

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