

Amendment Statement of Principles

concerning

MYELODYSPLASTIC SYNDROME  
(Balance of Probabilities)

(No. 36 of 2016)

The Repatriation Medical Authority determines the following Amendment Statement of Principles under subsections 196B(3) and (8) of the *Veterans’ Entitlements Act 1986*.

Dated 4 March 2016

The Common Seal of the  
Repatriation Medical Authority  
was affixed to this instrument  
at the direction of:



Professor Nicholas Saunders AO

Chairperson

Contents

1 Name 3

2 Commencement 3

3 Authority 3

4 Application 3

5 Amendment 3

1. Name

This is the Amendment Statement of Principles concerning *myelodysplastic syndrome* *(Balance of Probabilities)* (No. 36 of 2016).

1. Commencement

This instrument commences on 4 April 2016.

1. Authority

This instrument is made under subsections 196B(3) and (8) of the *Veterans’ Entitlements Act 1986*.

1. Application

This instrument applies to a claim to which section 120B of the *Veterans’ Entitlements Act 1986* or section 339 of the *Military Rehabilitation and Compensation Act 2004* applies.

1. Amendment

The Statement of Principles concerning myelodysplastic syndrome and death from myelodysplastic syndrome No. 74 of 2015 is amended in the following manner:

|  |  |
| --- | --- |
| **Section** | **Amendment** |
| *9(6)* | *Replace the existing factor in subsection 9(6) with the following*:  being exposed to benzene as specified:   1. for a cumulative total of at least 2 500 hours within a continuous period of five years before the clinical onset of myelodysplastic syndrome; and 2. where the first exposure in that period occurred at least five years before the clinical onset of myelodysplastic syndrome; and 3. where the last exposure in that period occurred within the 30 years before the clinical onset of myelodysplastic syndrome;   Note: ***being exposed to benzene as specified*** is defined in the Schedule 1 - Dictionary. |
| *Schedule 1 – Dictionary* | *Replace the definition of "being exposed to benzene" with the definition of "being exposed to benzene as specified" as follows*:  ***being exposed to benzene as specified*** means:   1. having cutaneous contact with liquids containing benzene greater than 1% by volume; or 2. ingesting liquids containing benzene greater than 1% by volume; or 3. inhaling benzene vapour where such exposure occurs at an ambient 8-hour time-weighted average benzene concentration exceeding five parts per million.   Note:  ***8-hour time-weighted average*** is also defined in the Schedule 1 - Dictionary. |