

Family Tax Benefit (Meeting the Health Check Requirement) Determination 2018

I, Dan Tehan, Minister for Social Services, make the following instrument.

Dated 22 June 2018

Dan Tehan

Minister for Social Services

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1 Name

This instrument is the *Family Tax Benefit (Meeting the Health Check Requirement) Determination 2018*.

2 Commencement

This instrument commences on 1 July 2018.

3 Authority

This instrument is made under paragraphs 61A(9)(a) and (c) of the *A New Tax System (Family Assistance) Act 1999*.

4 Definitions

In this instrument:

***Act*** means the *A New Tax System (Family Assistance) Act 1999*.

***Social Security Act*** means the *Social Security Act 1991*.

5 Specified period

For the purposes of section 6 and paragraph 8(c), the ***specified period*** is the period that commences on the day the child turns 3 and ends on the day before the child turns 5 or, if the Secretary has determined a later day under subsection 61A(5) of the Act, that later day.

6 Health check requirement

The health check requirement for a child is that the child meets one of the following requirements:

1. the child has undergone, within the specified period, an age appropriate health check provided under a State or Territory program and conducted by a suitably qualified health professional;
2. the child has undergone, within the specified period, a health check that:
3. took place in another country; and
4. was conducted by a suitably qualified health professional; and
5. included the required assessments and examinations set out in section 7.

7 Required examinations and assessments for overseas health checks

            For paragraph 6(b), the required assessments and examinations are:

1. height and weight (plot and interpret growth curve and calculate Body Mass Index); and
2. eyesight; and
3. hearing; and
4. oral health (teeth and gums); and
5. toileting; and
6. allergies.

8 Classes of children taken to meet the health check requirement

  A child who is a member of one of the following classes is taken to meet the health check requirement:

1. the class of children, each member of which is a child in respect of whom another person was receiving a carer payment or carer allowance under the Social Security Act at any time from the beginning of the income year in which the child turned 4 to the day before the child turns 5 or, if the Secretary has determined a later day under subsection 61A(5) of the Act, that later day;
2. the class of children, each member of which is a child qualified for a health care card under subsection 1061ZK(3) of the Social Security Act at any time from the beginning of the income year in which the child turned 4 to the day before the child turns 5 or, if the Secretary has determined a later day under subsection 61A(5) of the Act, that later day;
3. the class of children, each member of which is a child who:
4. has been assessed by a medical practitioner as having a severe disability or a severe medical condition; and
5. has undergone, within the specified period, a health assessment suitable to their needs, conducted by a suitably qualified health professional.