

Australian Government

Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019

Instrument 2019 No.R18

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| The Repatriation Commission makes the following instrument under section 20 of the *Treatment Benefits (Special Access) Act 2019*.  Dated this 13th of June 2019  The Seal of the )  Repatriation Commission ) SEAL  was affixed hereto in the )  presence of: )   |  |  |  | | --- | --- | --- | | ……Elizabeth Cosson…… |  | ……Craig Orme…… | | **ELIZABETH COSSON** |  | **CRAIG ORME** | | **AM CSC** |  | **DSC AM CSC** | | **PRESIDENT** |  | **DEPUTY PRESIDENT** | |  |  |  | |  |  |  | |  |  |  | | ……M A Kelly…… |  | ……D Spinks…… | | **MAJOR GENERAL MARK KELLY** |  | **DONALD SPINKS** | | **AO DSC** |  | **AM** | |

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| I, Darren Chester, Minister for Veterans and Defence Personnel, approve this instrument under subsection 20(5) of the *Treatment Benefits (Special Access) Act 2019.*  Dated this 25th day of June 2019  Darren Chester  **DARREN CHESTER**  Minister for Veterans and Defence Personnel |

1 Name

This instrument is the *Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019*.

2 Commencement

This instrument commences on 1 July 2019.

3 Authority

This instrument is made under section 20 of the *Treatment Benefits (Special Access) Act 2019.*

4 Schedule—Modifications of the *Repatriation Pharmaceutical Benefits Scheme*

The *Repatriation Pharmaceutical Benefits Scheme* is modified as set out in the Schedule to this instrument for the purposes of the *Treatment Benefits (Special Access) Act 2019*.

Schedule—Modifications of the Repatriation Pharmaceutical Benefits Scheme

Repatriation Pharmaceutical Benefits Scheme

1 Sections 1A to 2

Substitute:

1 Name

This instrument is the *Scheme*.

2 Authorisation of Scheme

The *Scheme* is authorised by section 20 of the *Act*.

2A Purpose of Scheme

The *Scheme* enables *Community Pharmacists* to supply *Pharmaceutical benefits* to *Eligible Persons*.

2 Section 3 (definition of *Act*)

Substitute:

***Act*** means the *Treatment Benefits (Special Access) Act 2019*;

3 Section 3 (definition of *accepted disability*)

Omit the definition.

4 Section 3 (definition of *Eligible Person*)

Substitute:

***Eligible Person*** means an eligible person within the meaning of the *Act*;

5 Section 3

Omit the following definitions:

(a) definition of ***income support payment”***;

(b) definition of ***income support payment under the Social Security Act 1991***;

(c) definition of ***MRCA supplement***;

(d) definition of ***pension supplement***;

(e) definition of ***pharmaceutical allowance***;

(f) definition of ***pharmaceutical reimbursement***.

6 Section 3 (definition of *Repatriation Health Card ‑ For All Conditions*)

Substitute:

***Repatriation Health Card ‑ For All Conditions*** means an identification card, or written authorisation, provided by the Department of Veterans’ Affairs to an *Eligible Person* in relation to treatment for all injuries or diseases;

7 Section 3

Omit the following definitions:

(a) definition of ***Repatriation Health Card ‑ For Specific Conditions***;

(b) definition of ***Repatriation Pharmaceutical Benefits Card***;

(c) definition of ***revoked scheme***;

(d) definition of ***RPBS***.

8 Section 3 (definition of *Scheme*)

Substitute:

***Scheme*** means the *Repatriation Pharmaceutical Benefits Scheme* as modified by the *Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019*;

9 Section 3

Omit the following definitions:

(a) definition of ***social security pension supplement***;

(b) definition of ***SRCA disability***.

10 Section 3 (definition of *Treatment Principles*)

Substitute:

***Treatment Principles*** means the Treatment Principles as modified by the *Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019*;

11 Section 3

Omit the following definitions:

(a) definition of ***veterans supplement***;

(b) definition of ***war widow/war widower pension***;

(c) definition of ***war‑caused or defence‑caused injuries or diseases****.*

12 Section 16 (note)

Omit “the RPBS” (twice occurring), substitute “the *Scheme*”.

13 Subsection 16A(9)

Omit “the Act”, substitute “the *National Health Act 1953*”.

14 Section 17

Omit “*RPBS* listed”, substitute “*RPBS Schedule* listed”.

15 Paragraph 18(a)

Omit “a *Repatriation Health Card ‑ For Specific Conditions* or a *Repatriation Pharmaceutical Benefits Card*,”*.*

16 Paragraph 18(b)

Omit “ **,** a *Repatriation Health Card ‑ For Specific Conditions* or a *Repatriation Pharmaceutical Benefits Card*”.

17 Section 21 (note 1)

Omit “Note 1”, substitute “Note”.

18 Section 21 (note 2)

Omit the note.

19 Section 23 (heading)

Substitute:

23 Expenses incurred in obtaining Pharmaceutical Benefits while not in receipt of a pharmaceutical supplement

20 Subsection 23(1)

Omit “allowance under paragraph 118A(1)(c) of the *Veterans’ Entitlements Act 1986*”, substitute “supplement under section 28 of the *Act*”.

21 Paragraph 23(1)(a)

Omit “allowance”, substitute “supplement”.

22 Paragraph 23(1)(b)

Omit “and after 30 June 1992”.

23 Paragraph 23(1)(c)

Omit “allowance”, substitute “supplement”.

24 Subsection 23(1)

Omit “of pharmaceutical allowance”, substitute “of pharmaceutical supplement”.

25 Subsection 23(1)

Omit “of the allowance”, substitute “of the supplement”.

26 Part 5A

Omit the Part.