



# **National Health (Supplies of out-patient medication) Amendment Determination 2020**

PB 41 of 2020

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I, Thea Daniel, Assistant Secretary, Pricing and PBS Policy Branch, Technology Assessment and Access Division, Department of Health, delegate of the Minister for Health, make this instrument.

Dated 29 April 2020

Thea Daniel  
Assistant Secretary  
Pricing and PBS Policy Branch  
Technology Assessment and Access Division  
Department of Health

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## 1 Name

This instrument is the *National Health (Supplies of out-patient medication) Amendment Determination 2020*. This Determination may also be cited as PB 41 of 2020.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this instrument	The day after registration.	The day after registration.

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under section 84BA of the *National Health Act 1953*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

### *National Health (Supplies of out-patient medication) Determination 2019 (No. 2)*

#### **1 Section 5(1) after the definition of approved ex-manufacturer price**

Repeal the definition of *National Health Reform Agreement*.

#### **2 Section 5(1) after the definition of out-patient medication**

Insert *Pharmaceutical Reform Arrangements* means arrangements which provide for public hospitals that are Approved Hospital Authorities under Section 94 of the *National Health Act 1953* to supply pharmaceuticals funded by the PBS for specific categories of patients including:

- admitted patients on separation;
- non-admitted patients; and
- same day admitted patients for a range of drugs made available by specific delivery arrangements under Section 100 of the *National Health Act 1953*.

#### **3 Subsection 8(2)(b)**

Repeal the paragraph, substitute:

(b) a public hospital that is participating in Pharmaceutical Reform Arrangements.

#### **4 Subsection 10(1)**

Repeal the paragraph, substitute:

- (1) This section applies to supplies of out-patient medication made by a public hospital that is participating in Pharmaceutical Reform Arrangements, except if the public hospital is located in the State of Queensland.