

Australian Hearing Services (Declared Hearing Services) Amendment Determination 2020

I, Greg Hunt, Minister for Health, make the following Determination.

Dated 12 June 2020

Greg Hunt

Minister for Health

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1 Name

 This instrument is the *Australian Hearing Services (Declared Hearing Services) Amendment Determination 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.

| Commencement information |
| --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | 1 July 2020. | 1 July 2020 |

Note: This table relates only to the provisions of this instrument as originally made.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 8 of the *Australian Hearing Services Act 1991*.

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 Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Australian Hearing Services (Declared Hearing Services) Determination 2019

1 Subsection 4(1) (definition of NDIS)

Repeal the definition.

2 Subsection 4(1) (definition of parent)

Omit “young NDIS participant” (wherever occurring), substitute “young *Disability Services Act 1993* (WA) participant”.

3 Subsection 4(1) (definition of young NDIS participant)

Repeal the definition.

4 Subsection 4(1)

Insert:

***young Disability Services Act 1993 (WA) participant*** means a person who:

 (a) is under 26 years of age; and

 (b) is a participant within the meaning of the *Disability Services Act 1993* (WA) and has been referred to the Authority in connection with the funding or provision of supports under the participant’s plan under section 26I of that Act.

5 Section 6 (table item dealing with class 1, column headed “Persons to receive the hearing services”)

Omit “young NDIS participant”, substitute “young *Disability Services Act 1993* (WA) participant”.

6 Section 6 (table item dealing with class 5, column headed “Persons to receive the hearing services”)

Omit “young NDIS participant”, substitute “young *Disability Services Act 1993* (WA) participant”.

7 Section 6 (table item dealing with class 5, column headed “Declared hearing services”)

Omit “young NDIS participant”, substitute “young *Disability Services Act 1993* (WA) participant”.

8 After section 9

Insert:

10 Transitional

A person who was a member of class 5 on 30 June 2020 by virtue of being a young NDIS participant immediately before turning 26, is taken to continue to be in class 5 of this instrument for the period of 5 years beginning on the day the person turned 26.