



Health Insurance Legislation Amendment (Flood Affected Areas) Determination 2021

I, Paul McBride, delegate of the Minister for Health and Aged Care, make the following Determination.

Dated 31 March 2021

Paul McBride
First Assistant Secretary
Medical Benefits Division
Health Resourcing Group
Department of Health

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1 Name

This instrument is the *Health Insurance Legislation Amendment (Flood Affected Areas) Determination 2021*.

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. Sections 1 to 4	Immediately after registration of this instrument	
2. Schedule 1	10 March 2021	

Note: This table relates only to the provisions of this instrument as originally made.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 subsection 3C(1) of the *Health Insurance Act 1973*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Health Insurance (Section 3C General Medical Services – COVID-19 Telehealth and Telephone Attendances) Determination 2020

1 Subsection 5(1), after definition of *person who is in a COVID-19 impacted area*

Insert:

person who is in a flood affected area means a patient who, at the time of accessing the telehealth or telephone service, is located within a State or Territory local government area which is declared as a natural disaster area due to flood by a State or Territory Government.

2 Subsection 8(9)

Repeal the subsection, substitute:

- (9) Subsection 8(8) does not apply to a service provided to:
- (a) a person who is under the age of 12 months; or
 - (b) a person who is experiencing homelessness; or
 - (c) a person who is in a COVID-19 impacted area; or
 - (d) a person who receives the service from a medical practitioner located at an Aboriginal Medical Service or an Aboriginal Community Controlled Health Service; or
 - (e) a person who is in a flood affected area.