

2008

The Parliament of the  
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

*Presented and read a first time*

**Dental Benefits (Consequential  
Amendments) Bill 2008**

**No.     , 2008**

*(Health and Ageing)*

**A Bill for an Act to deal with consequential matters  
in connection with the *Dental Benefits Act 2008*, and  
for other purposes**



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1     **A Bill for an Act to deal with consequential matters**  
2     **in connection with the *Dental Benefits Act 2008*, and**  
3     **for other purposes**

4     The Parliament of Australia enacts:

5     **1 Short title**

6                     This Act may be cited as the *Dental Benefits (Consequential*  
7                     *Amendments) Act 2008*.

8     **2 Commencement**

9                     (1) Each provision of this Act specified in column 1 of the table  
10                     commences, or is taken to have commenced, in accordance with  
11                     column 2 of the table. Any other statement in column 2 has effect  
12                     according to its terms.  
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**Commencement information**

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	
2. Schedule 1	At the same time as the <i>Dental Benefits Act 2008</i> commences.	

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1 Note: This table relates only to the provisions of this Act as originally  
2 passed by both Houses of the Parliament and assented to. It will not be  
3 expanded to deal with provisions inserted in this Act after assent.

4 (2) Column 3 of the table contains additional information that is not  
5 part of this Act. Information in this column may be added to or  
6 edited in any published version of this Act.

7 **3 Schedule(s)**

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9 repealed as set out in the applicable items in the Schedule  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

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## **Schedule 1—Amendments**

### ***Age Discrimination Act 2004***

#### **1 Schedule 2 (after table item 3)**

Insert:

3A *Dental Benefits Act 2008* section 5 and  
Part 4

### ***A New Tax System (Family Assistance) (Administration) Act 1999***

#### **2 After paragraph 162(1)(a)**

Insert:

(aa) the *Dental Benefits Act 2008*; or

#### **3 After paragraph 162(2)(d)**

Insert:

(daa) for the purposes of the *Dental Benefits Act 2008*; or

### ***Health Insurance Act 1973***

#### **4 Subsection 130(1)**

After “1973”, insert “, the *Dental Benefits Act 2008*”.

### ***Jurisdiction of Courts (Cross-vesting) Act 1987***

#### **5 Schedule**

Insert in its appropriate alphabetical position, determined on a letter-by-letter basis:

*Dental Benefits Act 2008*

### ***Medicare Australia Act 1973***

#### **6 Section 3**

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1           Insert:

2                     *dental benefit* has the same meaning as in the *Dental Benefits Act*  
3                     2008.

4       **7 After paragraph 3A(1)(bb)**

5           Insert:

6                     (bc) an offence against the *Dental Benefits Act 2008*; or

7       **8 Paragraph 3A(1)(c)**

8           Omit “or (bb)”, substitute “, (bb) or (bc)”.

9       **9 After paragraph 3A(2)(ba)**

10          Insert:

11                    (bb) an offence against section 50, 51, 52, 53 or 54 of the *Dental*  
12                    *Benefits Act 2008*; or

13       **10 Paragraph 3A(2)(c)**

14          Omit “or (ba)”, substitute “, (ba) or (bb)”.

15       **11 Subparagraph 3A(2)(d)(i)**

16          After “service”, insert “or dental service”.

17       **12 After paragraph 3A(2A)(ca)**

18          Insert:

19                    (cb) an offence against section 50, 51, 52, 53 or 54 of the *Dental*  
20                    *Benefits Act 2008*; or

21       **13 Paragraph 3A(2A)(d)**

22          Omit “or (ca)”, substitute “, (ca) or (cb)”.

23       **14 Subparagraph 3A(2A)(e)(i)**

24          After “service”, insert “or dental service”.

25       **15 Subsection 3A(3)**

26          Insert:

27                    *dental service* has the same meaning as in the *Dental Benefits Act*  
28                    2008.



1 **16 Paragraph 8P(4)(b)**

2 Repeal the paragraph, substitute:

3 (b) the information or documents relate to:

- 4 (i) a service the person has received in respect of which  
5 medicare benefit or dental benefit has been claimed; or  
6 (ii) a pharmaceutical benefit supplied to, or in respect of,  
7 the person.

8 **17 Subsection 8U(5)**

9 Omit all the words after “that are”, substitute:

10 associated with:

- 11 (a) rendering services in respect of which medicare benefits or  
12 dental benefits have been paid or may be payable; or  
13 (b) the prescription for the supply of, or the supply of,  
14 pharmaceutical benefits.

15 ***Sea Installations Act 1987***

16 **18 Schedule**

17 Insert in its appropriate alphabetical position, determined on a  
18 letter-by-letter basis:

19

*Dental Benefits Act 2008*

20 ***Social Security (Administration) Act 1999***

21 **19 Subsection 202(1)**

22 Omit all the words after “security law”, substitute “, the *Farm*  
23 *Household Support Act 1992*, the *Dental Benefits Act 2008* or the  
24 *Family Homelessness Prevention and Early Intervention Pilot*”.

25 **20 Paragraph 202(2)(d)**

26 Omit “or the *Farm Household Support Act 1992*”, substitute “, the  
27 *Farm Household Support Act 1992* or the *Dental Benefits Act 2008*”.

28 ***Student Assistance Act 1973***

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1 **21 At the end of subsection 351(1)**

2 Add “or the *Dental Benefits Act 2008*”.

3 **22 After paragraph 351(2)(d)**

4 Insert:

5 (da) for the purposes of the *Dental Benefits Act 2008*; or