



Health Care (Appropriation) Amendment Act 2003

No. 50, 2003

**An Act to amend the *Health Care (Appropriation)
Act 1998*, and for related purposes**

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Health Care (Appropriation) Amendment Act 2003

No. 50, 2003

An Act to amend the *Health Care (Appropriation) Act 1998*, and for related purposes

[Assented to 26 June 2003]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Health Care (Appropriation) Amendment Act 2003*.

2 Commencement

This Act commences on the day on which it receives the Royal Assent.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Health Care (Appropriation) Act 1998

1 Title

Omit “for the period of 5 years starting on 1 July 1998”.

2 Section 3

Insert:

appropriation period means:

- (a) the period of 5 years starting on 1 July 1998; or
- (b) the period of 5 years starting on 1 July 2003.

3 Section 3 (definition of *eligible person*)

Repeal the definition, substitute:

eligible person means:

- (a) a person who is an *eligible person* as defined in subsection 3(1) of the *Health Insurance Act 1973*; or
- (b) a person who is treated as an *eligible person* under section 6, 6A or 7 of that Act (but only to the extent to which the person is so treated).

4 Subsection 4(2)

Omit all the words after “during”, substitute “an appropriation period”.

5 Subsection 4(3)

Omit “exceed \$31,800,000,000.”, substitute:

exceed:

- (a) in respect of the appropriation period starting on 1 July 1998—\$31,800,000,000; and
- (b) in respect of the appropriation period starting on 1 July 2003—\$42,010,000,000.

6 Subsection 4(5)

Omit “30 June 2003”, substitute “the end of an appropriation period”.

7 At the end of subsection 4(5)

Add “in respect of that appropriation period”.

8 Subsection 5(2)

Repeal the subsection, substitute:

- (2) A grant of financial assistance under section 4 to a State in relation to a particular appropriation period is (in addition to the condition specified in section 6) subject to:
 - (a) the conditions applicable to the grant that are specified in an agreement in force between the Commonwealth and the State for that appropriation period; or
 - (b) if there is no agreement in force specifying the conditions applicable to the grant—the conditions determined by the Minister.

9 At the end of the Act

Add:

7 Delegation

- (1) The Minister may, by writing signed by him or her, delegate to an SES employee in the Department any of the Minister’s powers under:
 - (a) paragraph 4(1)(b); and
 - (b) subsections 5(1), 5(2) and 5(3), so far as they relate to financial assistance granted under paragraph 4(1)(b).
- (2) The delegate is, in the exercise of a power delegated under subsection (1), subject to the directions of the Minister.

*[Minister’s second reading speech made in—
House of Representatives on 14 May 2003
Senate on 16 June 2003]*

(62/03)
