

**Commonwealth of Australia***Aged Care Act 1997***User Rights Principles Amendment (No. 4) 1997**

I, WARWICK SMITH, Minister for Family Services, make the following Principles under subsection 96-1 (1) of the *Aged Care Act 1997*.

Dated 7th November 1997.

Minister for Family Services

1. Citation

1.1 These Principles may be cited as the *User Rights Principles Amendment (No. 4) 1997*.

2. Amendment

2.1 The *User Rights Principles 1997*¹ are amended as set out in these Principles.

3. Commencement

3.1 These Principles commence on 10 November 1997.

4. Section 23.3 (Definitions)

4.1 Definition of *low level of care*:

Omit the definition.

5. Section 23.52B (Maximum amount)

5.1 Omit subsection 23.52B (3), substitute:

“(3) The person enters an aged care service at a high level of residential care.”.

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*User Rights Principles Amendment (No. 4) 1997***6. Section 23.83A (Capped bond—amount to be taken into account)**

6.1 Add at the end:

- “(3) However, the amounts specified in subsection (2) may only be added to the maximum daily amount of the resident fee during the period of 5 years starting on the day when the care recipient entered the residential care service.
- “(4) If an amount specified in subsection (2) had already been added to the maximum daily amount of the resident fee in respect of another residential care service, the period of 5 years referred to in subsection (3) is reduced by each day for which an amount was so added.”.

NOTE

1. *User Rights Principles 1997* notified in the *Commonwealth of Australia Gazette* on 29 September 1997, as amended by:
User Rights Principles Amendment (No. 1) 1997 notified in the *Commonwealth of Australia Gazette* on 29 September 1997;
User Rights Principles Amendment (No. 2) 1997 published in the *Commonwealth of Australia Gazette* on 3 November 1997;
User Rights Principles Amendment (No. 3) 1997 published in the *Commonwealth of Australia Gazette* on 6 November 1997.


7/11/97