

[1] Name of Instrument

This instrument is the *MRCA Treatment Principles (Miscellaneous Amendments) Instrument 2013*.

[2] Commencement

- (1) Subject to the following provisions, this instrument commences on the day after it is registered on the Federal Register of Legislative Instruments.
- (2) Part 1 of the Schedule commences, or is taken to have commenced, on 1 July 2013.
- (3) Section [3] and Part 4 commence on 1 July 2013.
- (4) Part 5 of the Schedule is taken to have commenced on 14 January 2013.
- (5) Part 6 of the Schedule commences, or is taken to have commenced, on the day after section [1] commences.

[3] Transitional

For item 9 (variations to 7.3A MRCA Home Care program):

- (1) A person who, immediately before 1 July 2013:
 - (a) was entitled, under section 214 of the *Military Rehabilitation and Compensation Act 2004*, to have the Commonwealth pay weekly compensation for household services provided to the person; and
 - (b) was entitled to *Domestic Assistance*, or *Home and Garden Maintenance*, under the *MRCA Treatment Principles*;is, on and after 1 July 2013, subject to the *MRCA Treatment Principles* as amended by this instrument.

Note: the effect of this provision is that the person can no longer receive

Domestic Assistance or Home and Garden Maintenance while entitled to household services.

(2) A person who, immediately before the 1 July 2013:

(a) was entitled, under section 217 of the *Military Rehabilitation and Compensation Act 2004*, to have the Commonwealth pay weekly compensation for attendant care services provided to the person; and

(b) was entitled to *Personal Care* under the *MRCA Treatment Principles*;

is, on and after 1 July 2013, subject to the *MRCA Treatment Principles* as amended by this instrument.

Note: the effect of this provision is that the person can no longer receive *Personal Care* while entitled to attendant care services.

[4] Application

(1) An optical product dispenser who, immediately before the commencement of Part 1 of the Schedule to this instrument, had a current contract with the Commonwealth (as represented by the Department of Veterans' Affairs), the Repatriation Commission, or the Military Rehabilitation and Compensation Commission, for the supply of visual aids to a person is covered by the *MRCA Treatment Principles* in force immediately before the commencement of Part 1 of the Schedule to this instrument.

Note: this would mean, among other things, that if the optical dispenser in (1) proposed to supply a visual aid not covered by the contract, the optical dispenser would need to obtain the prior approval of the Military Rehabilitation and Compensation Commission.

(2) The variations to the *MRCA Treatment Principles* made by Part 1 of the Schedule to this instrument do not apply to an optical dispenser who has a current contract with the Commonwealth (as represented by the Department of Veterans' Affairs), the Repatriation Commission, or the Military Rehabilitation and Compensation Commission, for the supply of visual aids to a person.

Schedule

Part 1 Optical Dispenser Amendments

1. Paragraph 1.4.1

insert:

“ABN (Australian Business Number)” has the meaning given by the *A New Tax System (Australian Business Number) Act 1999*.

“optical dispenser”, in the case of an individual, means a person who:

- (a) interprets optical prescriptions and fits and services optical appliances such as spectacle frames and lenses; and
- (b) holds a qualification that, in the opinion of the *Commission*, is appropriate for the skills needed to practise optical dispensing; and
- (c) is a member of a body established to supervise the occupation of optical dispenser; and
- (d) holds a *provider number* as an optometrist, ophthalmologist, orthoptist or optical dispenser.

“optical dispenser”, in the case of a company, means a company that:

- (a) holds an *ABN (Australian Business Number)*;
- (b) carries on a business of optical dispensing;
- (c) employs or engages for the optical dispensing aspects of the business — an individual who is an optical dispenser.

“**optical dispensing**” means interpreting optical prescriptions and fitting and servicing optical appliances such as spectacle frames and lenses.

2. Paragraph 3.2.1(s)

substitute:

- (s) provision of a visual aid to an *entitled person* by an optometrist or an *optical dispenser* that is either:
 - (i) not available to the *entitled person* under the *DVA document* entitled “Pricing Schedule for Visual Aids”, *in force on the date in Schedule 1*; or
 - (ii) available to the *entitled person* under the *DVA document* entitled “Pricing Schedule for Visual Aids”, *in force on the date in Schedule 1*, but with the stipulation that *prior approval* is required.

3. Paragraph 3.3.2(g)

substitute:

- (g) optometrical treatment provided by an optometrist to an *entitled person* in accordance with these *Principles* and the dispensing of optical products by an optometrist (or an *optical dispenser*) provided that, if an optical product is dispensed, any requirement for prior approval in relation to that product imposed by 3.2.1(s) is satisfied.

4. Paragraph 3.5.1(1)(k)

omit:

and the *Notes for Allied Health Providers* (Section 1 General Information and Section 2(h)(as section 2(h) affects optical dispensers));

substitute:

, the *DVA document* entitled “Pricing Schedule for Visual Aids”, *in force on the date in Schedule 1*, and the *Notes for Allied Health*

Providers (Section 1 General Information and Section 2(h)(as section 2(h) affects optical dispensers));

5. Paragraph 7.4.2 (c)

substitute:

(c) the *DVA document* entitled “Pricing Schedule for Visual Aids”, *in force on the date in Schedule 1.*

6. Paragraph 11.4.1(c)

substitute:

(c) the *DVA document* entitled “Pricing Schedule for Visual Aids”, *in force on the date in Schedule 1.*

Part 2 Vaccination or Inoculation in Connection with Overseas Travel

7. Paragraph 4.8.1(k)

omit.

Part 3 Telemonitoring Amendments

8. 6B – TELEMONITORING TREATMENT INITIATIVE (the heading)

substitute:

PART 6B – TELEMONITORING TREATMENT INITIATIVE

Part 4 MRCA Home Care Program Amendments

9. Paragraph 7.3A.3(2)(Note)

after the Note, insert:

7.3A.3A Dual Services

(1) If, under section 214 of the *Act*, the Commonwealth is liable to pay weekly compensation for household services provided to a person, the person is not entitled to *Domestic Assistance* or *Home and Garden Maintenance*.

(2) If, under section 217 of the *Act*, the Commonwealth is liable to pay weekly compensation for attendant care services provided to a person, the person is not entitled to *Personal Care*.

10. Paragraph 7.3A.14 (Heading)

omit.

11. Paragraphs 7.3A.14 – 7.3A.17

omit.

Part 5 Rehabilitation and Appliance Program Amendments

12. Schedule 1

substitute:

SCHEDULE 1 DATES FOR INCORPORATED DOCUMENTS
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The date for :

1. Notes for Local Medical Officers (paragraph 1.4.1);
2. Department of Veterans' Affairs Fee Schedules for Medical Services (paragraph 3.5.1);
3. Notes for Allied Health Providers (paragraphs 3.5.1 and 7.1A.1);
4. Optometrist Fees for Consultation (paragraph 3.5.1);
5. DVA Schedule of Fees Orthoptists (paragraph 3.5.1);

6. Pricing Schedule for visual aids (paragraph 3.5.1);
7. The fourth edition of the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders (commonly known as DSM-IV) (paragraph 2.4.2A);
8. Fee Schedule of Dental Services for Dentists and Dental Specialists (paragraph 3.5.1);
9. Fee Schedule of Dental Services for Dental Prosthetists (paragraph 3.5.1);
10. Chiropractors Schedule of Fees (paragraph 3.5.1);
11. Diabetes Educators Schedule of Fees (paragraph 3.5.1);
12. Dietitians Schedule of Fees (paragraph 3.5.1);
13. Exercise Physiologists Schedule of Fees (paragraph 3.5.1);
14. Occupational Therapists Schedule of Fees (paragraph 3.5.1);
15. Osteopaths Schedule of Fees (paragraph 3.5.1);
16. Physiotherapists Schedule of Fees (paragraph 3.5.1);
17. Psychologists Schedule of Fees (paragraph 3.5.1);
18. Podiatrists Schedule of Fees (paragraph 3.5.1);
19. Social Workers Schedule of Fees (paragraph 3.5.1);
20. Clinical Counsellors Schedule of Fees (paragraph 3.5.1);
21. Speech Pathologists Schedule of Fees (paragraph 3.5.1);
22. Australian Government Department of Veterans' Affairs Classification System and Schedule of Item Numbers and Fees — Community Nursing Services (paragraph 6A.4.2(b));

23. Notes for Coordinated Veterans' Care Program Providers (Part 6A);
24. Rehabilitation Appliances Program (RAP) National Guidelines (paragraph 11.2A.1);
25. RAP National Schedule of Equipment (paragraph 11.2A.1);
26. Veterans and Veterans Families Counselling Services (VVCS) Outreach Program Counsellors (OPC) Provider Notes (paragraph 1.4.1 and 7.1A.1);
27. Veterans and Veterans Families Counselling Service (VVCS) Outreach Program Counsellors (OPC) Schedule of Fees (paragraph 3.5.1);
28. General information about VVCS – Veterans and Veterans Families Counselling Service (paragraph 1.4.1);
29. Better Access to Psychiatrists, Psychologists & General Practitioners through the Medical Benefits Schedule Initiative

<http://www.health.gov.au/internet/mentalhealth/publishing.nsf/Content/better-access-through-mbs-1>;

is 1 March 2013.

Part 6 Coordinated Veterans' Care Program Amendments

13. Paragraph 6A.4A.1 (c)

omit (second occurring):

Program

14. Schedule 1

substitute:

SCHEDULE 1 DATES FOR INCORPORATED DOCUMENTS
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The date for :

1. Notes for Local Medical Officers (paragraph 1.4.1);
2. Department of Veterans' Affairs Fee Schedules for Medical Services (paragraph 3.5.1);
3. Notes for Allied Health Providers (paragraphs 3.5.1 and 7.1A.1);
4. Optometrist Fees for Consultation (paragraph 3.5.1);
5. DVA Schedule of Fees Orthoptists (paragraph 3.5.1);
6. Pricing Schedule for visual aids (paragraph 3.5.1);
7. The fourth edition of the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders (commonly known as DSM-IV) (paragraph 2.4.2A);
8. Fee Schedule of Dental Services for Dentists and Dental Specialists (paragraph 3.5.1);
9. Fee Schedule of Dental Services for Dental Prosthetists (paragraph 3.5.1);
10. Chiropractors Schedule of Fees (paragraph 3.5.1);
11. Diabetes Educators Schedule of Fees (paragraph 3.5.1);
12. Dietitians Schedule of Fees (paragraph 3.5.1);
13. Exercise Physiologists Schedule of Fees (paragraph 3.5.1);
14. Occupational Therapists Schedule of Fees (paragraph 3.5.1);
15. Osteopaths Schedule of Fees (paragraph 3.5.1);
16. Physiotherapists Schedule of Fees (paragraph 3.5.1);
17. Psychologists Schedule of Fees (paragraph 3.5.1);
18. Podiatrists Schedule of Fees (paragraph 3.5.1);

19. Social Workers Schedule of Fees (paragraph 3.5.1);
20. Clinical Counsellors Schedule of Fees (paragraph 3.5.1);
21. Speech Pathologists Schedule of Fees (paragraph 3.5.1);
22. Australian Government Department of Veterans' Affairs Classification System and Schedule of Item Numbers and Fees — Community Nursing Services (paragraph 6A.4.2(b));
23. Notes for Coordinated Veterans' Care Program Providers (Part 6A);
24. Rehabilitation Appliances Program (RAP) National Guidelines (paragraph 11.2A.1);
25. RAP National Schedule of Equipment (paragraph 11.2A.1);
26. Veterans and Veterans Families Counselling Services (VVCS) Outreach Program Counsellors (OPC) Provider Notes (paragraph 1.4.1 and 7.1A.1);
27. Veterans and Veterans Families Counselling Service (VVCS) Outreach Program Counsellors (OPC) Schedule of Fees (paragraph 3.5.1);
28. General information about VVCS – Veterans and Veterans Families Counselling Service (paragraph 1.4.1);
29. Better Access to Psychiatrists, Psychologists & General Practitioners through the Medical Benefits Schedule Initiative

<http://www.health.gov.au/internet/mentalhealth/publishing.nsf/Content/better-access-through-mbs-1>;

is 1 June 2013.

Part 7 Miscellaneous Amendment

15. Paragraph 1.4.1 (definition of “attendant care”)

omit.