

Name

- [1] This instrument is the *Treatment Principles (Australian Participants in British Nuclear Tests) 2006 (Rehabilitation Appliance Program) Amendment Instrument 2014*.

Commencement

- [2] This instrument commences immediately after the commencement of the *Veterans' Entitlements (Treatment Principles – Rehabilitation Appliance Program) Amendment Instrument 2014*.

Note: the *Veterans' Entitlements (Treatment Principles – Rehabilitation Appliance Program) Amendment Instrument 2014* commences on the day after it is registered on the Federal Register of Legislative Instruments.

Transitional

- [3] A process in train under:
- (a) the *Treatment Principles* (under the *Veterans' Entitlements Act 1986*) as the *Treatment Principles* apply to a person eligible for treatment under the *Australian Participants in British Nuclear Tests (Treatment) Act 2006* (e.g. claim for payment, request for treatment); or
 - (b) the *Treatment Principles* (under the *Veterans' Entitlements Act 1986*) as modified by the *Treatment Principles (Australian Participants in British Nuclear Tests) 2006* (e.g. claim for payment, request for treatment);
- immediately before:
- (c) for paragraph (a) — the commencement of the *Veterans' Entitlements (Treatment Principles – Rehabilitation Appliance Program) Amendment Instrument 2014*;
 - (d) for paragraph (b) — the commencement of this instrument;
- is to be finalised under:
- (e) for paragraph (a) — the *Treatment Principles* (under the *Veterans' Entitlements Act 1986*) as if they had not been varied by the *Veterans' Entitlements (Treatment Principles – Rehabilitation Appliance Program) Amendment Instrument 2014*;
 - (f) for paragraph (b) — the *Treatment Principles (Australian Participants in British Nuclear Tests) 2006* as if they had not been varied by this instrument.

Schedule

VARIATIONS TO THE TREATMENT PRINCIPLES (AUSTRALIAN PARTICIPANTS IN BRITISH NUCLEAR TESTS) 2006

Note 1: this Schedule is varying the modifications in the Schedule to the *Treatment Principles (Australian Participants in British Nuclear Tests) 2006*.

Note 2: the *Treatment Principles (Australian Participants in British Nuclear Tests) 2006* modify the *Treatment Principles* under the *Veterans' Entitlements Act 1986* in their application to eligible persons under the *Australian Participants in British Nuclear Tests (Treatment) Act 2006*.

1. Item 4 - substituted paragraph 1.4.1

insert:

“assistive communication device” means an object that enhances the ability of a person with complex communication needs to communicate and includes items such as:

- communication books or boards
- speech generating devices
- modified personal computers
- computerised devices, which may include a keyboard and screen display and which may incorporate synthetic speech, memory functions, and word prediction facilities
- devices commonly known as computer tablets and smart `phones.

“speech pathologist”, for the purposes of the *Principles*, is a person who:

- (a) has been trained to assess and treat people who have complex communication needs; and
- (b) has a *provider number* (i.e. “registered” with the Department of Human Services); and
- (c) is not a disqualified health care provider in the terms mentioned in paragraph 7.1B of the *VEA TPs*.

Note: under *VEA TP 7.1B* a disqualified health care provider is a person whose services would not, under section 19B of the *Health Insurance Act 1973*, attract a *medicare benefit*.

“**VEA TPs**” means the *Treatment Principles* under the *Veterans’ Entitlements Act 1986* as they apply, unmodified, to an *eligible person* under the *Act*.

“**Vertical Platform Lift**” means a lift installed adjacent to vertical walls, which travels up and down, with the platform finishing flat against the floor, and the user embarking/disembarking onto an even surface.

2. Item 4 - substituted paragraph 1.4.1 (definition of “in force on the date in Schedule 1”)

substitute:

“**in force on the date in Schedule 1**”, in a reference in the *Principles* to a document, means that the version of the document as it exists on the date in Schedule 1 for the document is the version in the reference.

3. Item 4 - substituted paragraph 1.4.1 (definition of “White Card”)

substitute:

“**White Card**” means the identification card provided by the *Department* to a person who is eligible under the *Act* for treatment, subject to these *Principles*, for malignant neoplasia;

4. Item 47

after this item, insert:

47A. Paragraph 11.3.1(c)

substitute:

- (c) the supply of special vehicle driving controls and devices, if the *entitled person* owns the vehicle and is licensed under relevant State or Territory law to drive a modified vehicle;

5. Item 48

substitute:

48. Paragraph 11.3.2

substitute:

Assistive Communication Devices

11.3.2 Subject to paragraph 11.1.3 (clinical need, cost effective etc), the *Commission* may accept financial responsibility for the provision to an *entitled person* of an *assistive communication device*.

11.3.3 Where the *assistive communication device* is a computer tablet or smart `phone, the *Commission* may only accept financial responsibility for the device if:

- (a) the *entitled person* has been clinically assessed by a *speech pathologist* as having complex communication needs that would be significantly met by a computer tablet or smart `phone; and
- (b) in the case of a smart `phone — the *entitled person's* communication needs:
 - (i) could not be reasonably satisfied by the provision of a computer tablet; or
 - (ii) are not being reasonably satisfied by the use of a computer tablet; and
- (c) the computer tablet or smart `phone has been preloaded with a speech pathology application; and
- (d) the *Commission* considers all relevant guidelines in relation to the provision of an *assistive communication device* that is a computer tablet or a `smart phone as set out in the *RAP National Schedule of Equipment* and the *Rehabilitation Appliances Program (RAP) National Guidelines*.

Note: the repair and replacement of rehabilitation appliances is covered by *VEA TP 11.7*.

6. Items 49-52 (inclusive)

omit.

7. Item 59

substitute:

Item 59. Schedule 1

substitute:

<p style="text-align: center;">SCHEDULE 1 DATES FOR INCORPORATED DOCUMENTS</p>

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. ...
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;
23. ...
24. Rehabilitation Appliances Program (RAP) National Guidelines (paragraph 11.2A.1);
25. RAP National Schedule of Equipment (paragraph 11.2A.1);

is 1 April 2014.