



Australian Government

## **Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019**

Instrument 2019 No.R18

The Repatriation Commission makes the following instrument under section 20 of the *Treatment Benefits (Special Access) Act 2019*.

Dated this 13<sup>th</sup> of June 2019

The Seal of the  
Repatriation Commission )  
was affixed hereto in the ) SEAL  
presence of: )  
)

.....Elizabeth Cosson.....  
**ELIZABETH COSSON**  
AM CSC  
**PRESIDENT**

.....Craig Orme.....  
**CRAIG ORME**  
DSC AM CSC  
**DEPUTY PRESIDENT**

.....M A Kelly.....  
**MAJOR GENERAL MARK KELLY**  
AO DSC

.....D Spinks.....  
**DONALD SPINKS**  
AM

I, Darren Chester, Minister for Veterans and Defence Personnel, approve this instrument under subsection 20(5) of the *Treatment Benefits (Special Access) Act 2019*.

Dated this 25<sup>th</sup> day of June 2019

Darren Chester

**DARREN CHESTER**  
Minister for Veterans and Defence Personnel

## **1 Name**

This instrument is the *Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019*.

## **2 Commencement**

This instrument commences on 1 July 2019.

## **3 Authority**

This instrument is made under section 20 of the *Treatment Benefits (Special Access) Act 2019*.

## **4 Schedule—Modifications of the *Repatriation Pharmaceutical Benefits Scheme***

The *Repatriation Pharmaceutical Benefits Scheme* is modified as set out in the Schedule to this instrument for the purposes of the *Treatment Benefits (Special Access) Act 2019*.

# Schedule—Modifications of the Repatriation Pharmaceutical Benefits Scheme

## *Repatriation Pharmaceutical Benefits Scheme*

### 1 Sections 1A to 2

Substitute:

#### 1 Name

This instrument is the *Scheme*.

#### 2 Authorisation of Scheme

The *Scheme* is authorised by section 20 of the *Act*.

#### 2A Purpose of Scheme

The *Scheme* enables *Community Pharmacists* to supply *Pharmaceutical benefits* to *Eligible Persons*.

#### 2 Section 3 (definition of *Act*)

Substitute:

*Act* means the *Treatment Benefits (Special Access) Act 2019*;

#### 3 Section 3 (definition of *accepted disability*)

Omit the definition.

#### 4 Section 3 (definition of *Eligible Person*)

Substitute:

*Eligible Person* means an eligible person within the meaning of the *Act*;

#### 5 Section 3

Omit the following definitions:

- (a) definition of *income support payment*”;
- (b) definition of *income support payment under the Social Security Act 1991*;
- (c) definition of *MRCA supplement*;
- (d) definition of *pension supplement*;
- (e) definition of *pharmaceutical allowance*;
- (f) definition of *pharmaceutical reimbursement*.

#### 6 Section 3 (definition of *Repatriation Health Card - For All Conditions*)

Substitute:

*Repatriation Health Card - For All Conditions* means an identification card, or written authorisation, provided by the Department of Veterans’ Affairs to an *Eligible Person* in relation to treatment for all injuries or diseases;

### **7 Section 3**

Omit the following definitions:

- (a) definition of *Repatriation Health Card - For Specific Conditions*;
- (b) definition of *Repatriation Pharmaceutical Benefits Card*;
- (c) definition of *revoked scheme*;
- (d) definition of *RPBS*.

### **8 Section 3 (definition of Scheme)**

Substitute:

*Scheme* means the *Repatriation Pharmaceutical Benefits Scheme* as modified by the *Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019*;

### **9 Section 3**

Omit the following definitions:

- (a) definition of *social security pension supplement*;
- (b) definition of *SRCA disability*.

### **10 Section 3 (definition of Treatment Principles)**

Substitute:

*Treatment Principles* means the Treatment Principles as modified by the *Treatment Benefits (Special Access) (Modifications of the Repatriation Pharmaceutical Benefits Scheme) Instrument 2019*;

### **11 Section 3**

Omit the following definitions:

- (a) definition of *veterans supplement*;
- (b) definition of *war widow/war widower pension*;
- (c) definition of *war-caused or defence-caused injuries or diseases*.

### **12 Section 16 (note)**

Omit “the RPBS” (twice occurring), substitute “the *Scheme*”.

### **13 Subsection 16A(9)**

Omit “the Act”, substitute “the *National Health Act 1953*”.

### **14 Section 17**

Omit “RPBS listed”, substitute “RPBS Schedule listed”.

### **15 Paragraph 18(a)**

Omit “a *Repatriation Health Card - For Specific Conditions* or a *Repatriation Pharmaceutical Benefits Card*”.

**16 Paragraph 18(b)**

Omit “, a *Repatriation Health Card - For Specific Conditions* or a *Repatriation Pharmaceutical Benefits Card*”.

**17 Section 21 (note 1)**

Omit “Note 1”, substitute “Note”.

**18 Section 21 (note 2)**

Omit the note.

**19 Section 23 (heading)**

Substitute:

**23 Expenses incurred in obtaining Pharmaceutical Benefits while not in receipt of a pharmaceutical supplement**

**20 Subsection 23(1)**

Omit “allowance under paragraph 118A(1)(c) of the *Veterans’ Entitlements Act 1986*”, substitute “supplement under section 28 of the *Act*”.

**21 Paragraph 23(1)(a)**

Omit “allowance”, substitute “supplement”.

**22 Paragraph 23(1)(b)**

Omit “and after 30 June 1992”.

**23 Paragraph 23(1)(c)**

Omit “allowance”, substitute “supplement”.

**24 Subsection 23(1)**

Omit “of pharmaceutical allowance”, substitute “of pharmaceutical supplement”.

**25 Subsection 23(1)**

Omit “of the allowance”, substitute “of the supplement”.

**26 Part 5A**

Omit the Part.