



# **Health Insurance (Professional Services Review – Allied Health, Primary Health Care and Others) Determination 2023**

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I, Mark Butler, Minister for Health and Aged Care, make the following determination.

Dated 21 March 2023

Mark Butler  
Minister for Health and Aged Care

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## 1 Name

This instrument is the *Health Insurance (Professional Services Review – Allied Health, Primary Health Care and Others) Determination 2023*.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	1 April 2023	1 April 2023

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under subsection 81(1A) of the *Health Insurance Act 1973*.

## 4 Repeal

The *Health Insurance (Professional Services Review – Allied Health and Others) Determination 2012* is repealed.

## 5 Interpretation

- (1) In this instrument:

**Aboriginal and Torres Strait Islander health practitioner** means a person who is registered under the National Law in the Aboriginal and Torres Strait Islander health practice profession.

Note: a person registered in the Aboriginal and Torres Strait Islander health practice profession may use the following titles:

- Aboriginal and Torres Strait Islander health practitioner;
- Aboriginal health practitioner;
- Torres Strait Islander health practitioner.

**Aboriginal health worker** means a person in a State or Territory other than the Northern Territory, who has been either:

- 
- (a) awarded a Certificate III in Aboriginal and/or Torres Strait Islander Primary Health Care (or an equivalent or higher qualification) by a registered training organisation; or
  - (b) awarded a Certificate III in Aboriginal and Torres Strait Islander Health (or an equivalent or higher qualification) by a registered training organisation before 1 July 2012.

*Act* means the *Health Insurance Act 1973*.

***Audiologist*** means a person who is:

- (a) a Full Member of Audiology Australia and is certified as an ‘Audiology Australia Accredited Audiologist’; or
- (b) an Ordinary Member—Audiologist, or a Fellow Audiologist, of the Australian College of Audiology.

***Diabetes educator*** means a person who is credentialed by the Australian Diabetes Educators Association as a ‘Credentialed Diabetes Educator’.

***Dietitian*** means a person who is accredited by the Dietitians Association of Australia as an ‘Accredited Practising Dietitian’.

***Exercise physiologist*** means a person who is accredited by Exercise and Sports Science Australia as an ‘Accredited Exercise Physiologist’.

***Mental health nurse*** means a person who is a ‘Credentialed Mental Health Nurse’, as certified by the Australian College of Mental Health Nurses.

***Occupational therapist*** means a person who is registered under the National Law in the occupational therapy profession.

***Orthoptist*** means a person who is:

- (a) registered with the Australian Orthoptic Board; and
- (b) a member of Orthoptics Australia.

***Psychologist*** means a person who is registered under the National Law in the psychology profession.

***Social worker*** means a person who is a member of the Australian Association of Social Workers.

***Speech pathologist*** means a person who is a practising member of Speech Pathology Australia.

Note: The following term is defined in subsection 3(1) of the Act:

- National Law.

## 6 Practitioners

For the purposes of paragraph 81(1A)(a) of the Act, a health professional listed in Schedule 1 is a practitioner.

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## **7 Professions**

For the purposes of paragraph 81(1A)(b) of the Act, a vocation listed in Schedule 2 is a profession.

## **8 Savings provisions**

Despite the repeal of the *Health Insurance (Professional Services Review - Allied Health and Others) Determination 2012*, that instrument continues to apply to a practitioner in relation to a request made under subsection 86(1) of the Act before 1 April 2023 as if the repeal had not happened.

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## Schedule 1 – Health professionals determined to be practitioners

<b>Item</b>	<b>Practitioners</b>
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- |    |  |
|----|--|
| 1  | Aboriginal and Torres Strait Islander health practitioners |
| 2  | Aboriginal health workers                                  |
| 3  | Audiologists   |
| 4  | Diabetes educators   |
| 5  | Dietitians   |
| 6  | Exercise physiologists                                     |
| 7  | Mental health nurses                                       |
| 8  | Occupational therapists                                    |
| 9  | Orthoptists  |
| 10 | Psychologists  |
| 11 | Social workers   |
| 12 | Speech pathologists  |

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## Schedule 2 – Vocations determined to be professions

<b>Item</b>	<b>Professions</b>
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- |    |   |
|----|---|
| 1  | Aboriginal and Torres Strait Islander health practice |
| 2  | Aboriginal health worker services                     |
| 3  | Audiology   |
| 4  | Diabetes education                                    |
| 5  | Dietetics   |
| 6  | Exercise physiology                                   |
| 7  | Mental health nursing                                 |
| 8  | Occupational therapy                                  |
| 9  | Orthoptic health services                             |
| 10 | Psychology  |
| 11 | Social work   |
| 12 | Speech pathology                                      |