



Veterans' Entitlements (Repatriation Pharmaceutical Benefits Scheme) Amendment (Additional Community Supply Support Payment) Determination 2024

I, Andrew Kefford, a delegate of the Minister for Veterans' Affairs, approve for the purposes of subsection 91(5) of the *Veterans' Entitlements Act 1986*, the variations made by the Repatriation Commission of the *Repatriation Pharmaceutical Benefits Scheme* in the following instrument.

Dated 1 November 2024

Andrew Kefford PSM
Deputy Secretary, Policy & Programs
Department of Veterans' Affairs

The Repatriation Commission makes the following instrument.

Dated 30 October 2024

The Seal of the
Repatriation Commission
was affixed to this instrument
in the presence of:

Mark Brewer
AM CSC and Bar
Acting Deputy President

Gwen Cherne

Commissioner

Kahlil Fegan
DSC AM
Commissioner

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1 Name

This instrument is the *Veterans' Entitlements (Repatriation Pharmaceutical Benefits Scheme) Amendment (Additional Community Supply Support Payment) Determination 2024*.

2 Commencement

This instrument commences, or is taken to have commenced, at the same time as the commencement of the instrument made under paragraph 98B(1)(b) of the *National Health Act 1953*.

3 Authority

This instrument is made under subsection 91(4) of the *Veterans' Entitlements Act 1986*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Repatriation Pharmaceutical Benefits Scheme

1 Section 3

insert heading

Definitions

2 Section 3, definition of *Seventh Community Pharmacy Agreement*

omit

3 Section 3, after definition of *Drugs*

insert

Eighth Community Pharmacy Agreement means the written agreement of that name between the Commonwealth and The Pharmacy Guild of Australia about the delivery of PBS medicines and related services, as in force from time to time.

4 Paragraph 21A(2)(b)

omit

Seventh Community Pharmacy Agreement

substitute

Eighth Community Pharmacy Agreement

5 Subsection 21A(2) note

substitute

Note: see clause 3 (Commonwealth Price) of the *Eighth Community Pharmacy Agreement* for the amounts mentioned above.

6 At the end of part 5

insert

32A Additional community supply support payment

(1) In this section:

increased maximum quantity, of a *Pharmaceutical benefit*, means the maximum quantity or number of units of the benefit, or of a *pharmaceutical item* in the benefit, that may, in 1 prescription, be directed to be supplied on any 1 occasion, for a *relevant purpose*, under and in accordance with this *Scheme* or the *Treatment Principles*, part 5.7.

increased maximum quantity prescription means a prescription directing the supply, on any 1 occasion, of the *increased maximum quantity* of a *Pharmaceutical benefit*.

NHA means the *National Health Act 1953*.

NHA instrument means the instrument made under paragraph 98B(1)(b) of the *NHA*.

relevant purpose, for a *Pharmaceutical benefit*, means a purpose, mentioned in the *PBS Schedule* or *RPBS Schedule* in relation to the benefit, that includes the phrase “The condition must be stable for the prescriber to consider the listed maximum quantity of this medicine suitable for this patient”.

Schedule equivalent—a *Pharmaceutical benefit* is **Schedule equivalent** to another *Pharmaceutical benefit* if the *PBS Schedule* or *RPBS Schedule* states that the benefits are equivalent.

- (2) The *Commission* is to pay an amount of money (an **ACSS payment**) to a *Community Pharmacist* for each supply by the pharmacist of a *Pharmaceutical benefit*:

- (a) on or after 1 April 2024; and
- (b) under, and in accordance with, this *Scheme* or the *Treatment Principles*, part 5.7.

unless the supply is a supply mentioned in paragraph 5(a), (b), (c), (d), (e) or (f) of the *NHA instrument*.

- (3) If an *ACSS payment* is payable for a supply, the amount of the payment is:
- (a) if subsection (4) or (5) applies to the supply—the amount mentioned in paragraph 6(1)(b) of the *NHA instrument*; or
 - (b) in any other case—the amount mentioned in paragraph 6(1)(a) of the *NHA instrument*.
- (4) This subsection applies to a supply of a *Pharmaceutical benefit* to an *Eligible Person* for which an *ACSS payment* is payable if:
- (a) the supply is made upon an *increased maximum quantity prescription* directing the supply of:
 - (i) the benefit; or
 - (ii) another *Pharmaceutical benefit* that is *Schedule equivalent* to the benefit; and
 - (b) the supply is of the *increased maximum quantity* of the benefit.
- (5) This subsection applies to a supply of a *Pharmaceutical benefit* to an *Eligible Person* for which an *ACSS payment* is payable if:
- (a) the supply is made in accordance with section 16A; and
 - (b) the immediately preceding supply to the person of the benefit, or of another *Pharmaceutical benefit* that is *Schedule equivalent* to the benefit, was made upon an *increased maximum quantity prescription* directing the supply of:

-
- (i) the benefit; or
 - (ii) another *Pharmaceutical benefit* that is *Schedule equivalent* to the benefit; and
 - (c) both the supplies mentioned in paragraphs (a) and (b) are of the *increased maximum quantity* of the relevant *Pharmaceutical benefit*.

7 Schedule 1, before entry for *Explanatory Notes*

insert

- *Eighth Community Pharmacy Agreement*

<https://www.health.gov.au/resources/publications/eighth-community-pharmacy-agreement>

8 Schedule 1, entry for *Seventh Community Pharmacy Agreement*

omit