



# **Safety, Rehabilitation and Compensation Legislation (Defence Force) Consequential Amendment Regulations 2018**

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I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 19 April 2018

Peter Cosgrove  
Governor-General

By His Excellency's Command

Darren Chester  
Minister for Veterans' Affairs

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## 1 Name

This instrument is the *Safety, Rehabilitation and Compensation Legislation (Defence Force) Consequential Amendment Regulations 2018*.

## 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. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	21 April 2018
2. Schedule 1, item 1	The day after this instrument is registered.	21 April 2018
3. Schedule 1, item 2	12 October 2017.	12 October 2017
4. Schedule 1, items 3 to 14	The day after this instrument is registered.	21 April 2018

Note: This table relates only to the provisions of this instrument as originally made.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 the following:

- (a) the *Administrative Appeals Tribunal Act 1975*;
- (b) the *A New Tax System (Goods and Services Tax) Act 1999*;
- (c) the *Human Services (Medicare) Act 1973*;
- (d) the *Military Rehabilitation and Compensation (Consequential and Transitional Provisions) Act 2004*;
- (e) the *Safety, Rehabilitation and Compensation Act 1988*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## Schedule 1—Amendments

### *Administrative Appeals Tribunal Regulation 2015*

#### **1 Section 22 (table item 9)**

Omit “20”, substitute “21”.

#### **2 Section 22 (after table item 14)**

Insert:

- 14A     A decision under the *Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988*

### *A New Tax System (Goods and Services Tax) Regulations 1999*

#### **3 Schedule 10 (after table item 2)**

Insert:

- 2AA     Rehabilitation and compensation scheme     *Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988* (Cth)

### *Human Services (Medicare) Regulations 2017*

#### **4 At the end of section 28**

Add:

- (4) The following functions of the Military Rehabilitation and Compensation Commission under the *Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988* are prescribed functions of the Chief Executive Medicare:
- (a) processing claims for payment relating to the provision of pharmaceutical benefits under that Act;
  - (b) making payments of those claims.

#### **5 At the end of paragraph 30(a)**

Add “or section 16 of the *Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988*”.

#### **6 After paragraph 31(2)(c)**

Insert:

- (ca) the *Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988*;

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***Military Rehabilitation and Compensation (Consequential and Transitional Provisions) Regulations 2004*****7 Regulation 3 (note 1 to the definition of Act)**

Repeal the note, substitute:

- Note 1: A number of expressions used in these Regulations are defined in the Act, including the following:
- (a) DRCA;
  - (b) MRCA.

**8 Regulation 4 (heading)**

Omit “SRCA”, substitute “DRCA”.

**9 Subregulation 4(1)**

Omit “SRCA”, substitute “DRCA”.

**10 Subregulation 4(2) (definition of *aged based number*)**

Omit “SRCA”, substitute “DRCA”.

**11 Subregulation 4(3) (definition of *maximum amount*)**

Omit “SRCA”, substitute “DRCA”.

**12 Subregulation 4(3) (paragraph (a) of the definition of *previous lump sum amount*)**

Omit “SRCA”, substitute “DRCA”.

**13 Subregulation 4(3) (definition of *relevant financial year*)**

Omit “SRCA”, substitute “DRCA”.

***Safety, Rehabilitation and Compensation Regulations 2002*****14 Regulation 20**

Repeal the regulation.