





# **Aged Care (Single Quality Framework) Reform Act 2018**

**No. 102, 2018**

**An Act to amend the law relating to aged care, and  
for related purposes**

Note: An electronic version of this Act is available on the Federal Register of Legislation  
(<https://www.legislation.gov.au/>)



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# **Aged Care (Single Quality Framework) Reform Act 2018**

**No. 102, 2018**

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**An Act to amend the law relating to aged care, and  
for related purposes**

*[Assented to 21 September 2018]*

The Parliament of Australia enacts:

## **1 Short title**

This Act is the *Aged Care (Single Quality Framework) Reform Act 2018*.

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## 2 Commencement

- (1) Each provision of this Act 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.

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this Act	1 July 2019.	1 July 2019

Note: This table relates only to the provisions of this Act as originally enacted.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

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

## 3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

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## Schedule 1—Amendments

### *Aged Care Act 1997*

#### **1 Paragraphs 54-1(1)(d) to (g)**

Repeal the paragraphs, substitute:

- (d) to comply with the Aged Care Quality Standards made under section 54-2;

#### **2 Sections 54-2 to 54-5**

Repeal the sections, substitute:

##### **54-2 Aged Care Quality Standards**

- (1) The Quality of Care Principles may set out Aged Care Quality Standards. Aged Care Quality Standards are standards for quality of care and quality of life for the provision of \*aged care.
- (2) The Aged Care Quality Standards may set out different standards for different kinds of \*aged care.

#### **3 Paragraph 86-9(1)(k)**

After “Act”, insert “or the *Australian Aged Care Quality Agency Act 2013*”.

### *Australian Aged Care Quality Agency Act 2013*

#### **4 Section 3 (definition of Accreditation Standards)**

Repeal the definition.

#### **5 Section 3**

Insert:

*Aged Care Quality Standards* means the Aged Care Quality Standards set out in the Quality of Care Principles made under section 96-1 of the *Aged Care Act 1997*.

**6 Section 3 (definition of *Home Care Standards*)**

Repeal the definition.

**7 Paragraphs 12(a) and (b)**

Repeal the paragraphs, substitute:

- (a) to accredit residential care services in accordance with the Quality Agency Principles;
- (b) to conduct the quality review of home care services in accordance with the Quality Agency Principles;

**8 Paragraph 12(d)**

Omit “Accreditation Standards or the Home Care Standards”, substitute “Aged Care Quality Standards”.

***Freedom of Information Act 1982***

**9 Schedule 3**

Insert:

*Australian Aged Care Quality Agency Act 2013*, subsection 48(1) and section 50

**10 Transitional rules**

- (1) The Minister may, by legislative instrument, make rules prescribing matters of a transitional nature (including prescribing any saving or application provisions) relating to the amendments or repeals made by this Act.
- (2) To avoid doubt, the rules may not do the following:
  - (a) create an offence or civil penalty;
  - (b) provide powers of:
    - (i) arrest or detention; or
    - (ii) entry, search or seizure;
  - (c) impose a tax;
  - (d) set an amount to be appropriated from the Consolidated Revenue Fund under an appropriation in this Act;
  - (e) directly amend the text of this Act.

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*[Minister's second reading speech made in—  
House of Representatives on 24 May 2018  
Senate on 25 June 2018]*

*(160/18)*

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