

2004-2005-2006-2007

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

**Aged Care Amendment (Residential
Care) Bill 2007**

No. , 2007

(Ageing)

**A Bill for an Act to amend the *Aged Care Act 1997*,
and for related purposes**

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1 **A Bill for an Act to amend the *Aged Care Act 1997*,**
2 **and for related purposes**

3 The Parliament of Australia enacts:

4 **1 Short title**

5 This Act may be cited as the *Aged Care Amendment (Residential*
6 *Care) Act 2007*.

7 **2 Commencement**

8 (1) Each provision of this Act specified in column 1 of the table
9 commences, or is taken to have commenced, in accordance with
10 column 2 of the table. Any other statement in column 2 has effect
11 according to its terms.
12

Commencement information

Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	
2. Schedule 1	A single day to be fixed by Proclamation. However, if any of the provision(s) do not commence within the period of 12 months beginning on the day on which this Act receives the Royal Assent, they commence on the first day after the end of that period.	

1 Note: This table relates only to the provisions of this Act as originally
2 passed by both Houses of the Parliament and assented to. It will not be
3 expanded to deal with provisions inserted in this Act after assent.

4 (2) Column 3 of the table contains additional information that is not
5 part of this Act. Information in this column may be added to or
6 edited in any published version of this Act.

7 **3 Schedule(s)**

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9 repealed as set out in the applicable items in the Schedule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

1
2 **Schedule 1—Residential care**

3 **Part 1—Amendment of the Aged Care Act 1997**

4 **1 Subsection 22-2(3)**

5 Repeal the subsection (including the note), substitute:

- 6 (3) If an approval is for residential care, the Secretary may limit the
7 approval to a *low level of residential care.

8 Note: Limitations of approvals to a low level of residential care are
9 reviewable under Part 6.1.

10 **2 Paragraph 22-6(2)(c)**

11 Omit “specified level of care”, substitute “*low level of residential
12 care”.

13 **3 At the end of subsection 25-1(2)**

14 Add “The Classification Principles may specify methods or procedures
15 that the Secretary must follow in determining the appropriate
16 classification level for the care recipient.”.

17 **4 Paragraph 25-1(3)(b)**

18 Repeal the paragraph.

19 **5 Paragraph 25-3(1)(b)**

20 Repeal the paragraph, substitute:

- 21 (b) if a person has been authorised under section 25-5 to make
22 those appraisals—that person.

23 **6 Subsection 25-3(2)**

24 Repeal the subsection, substitute:

- 25 (2) The appraisal:
26 (a) must not be made during the period of 7 days starting on the
27 day on which the approved provider began providing care to
28 the care recipient; and
29 (b) must not be given to the Secretary during the period of 28
30 days starting on the day on which the approved provider
31 began providing care to the care recipient.