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	<p>Australian Government Department of Social Services</p>	<p>General Brief</p> <p style="text-align: right;">MB24-000611</p>
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To: Minister for the National Disability Insurance Scheme and Minister for Government Services (for decision)

Subject: Approval of NDIS Supports and Transitional Instruments

Critical Date: Please action by 1 October 2024 - the transitional rules must be made and registered on 2 October 2024 to commence at the same time as the *National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No. 1) Act 2024* on 3 October 2024.

Recommendations for Minister Shorten: That you

<p>1. Agree to the text of the <i>National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No. 1) (NDIS Supports) Transitional Rules 2024</i> (the NDIS Supports Transitional Rules) at Attachment A and the Explanatory Statement at Attachment B.</p>	<p style="text-align: right;">Agreed / Not Agreed</p>
<p>2. Note that as previously advised, the final presentation of Schedules 1 and 2 to Attachment A is different to the versions of the lists previously used for consultation but are consistent with the latest versions provided to State and Territory officials.</p>	<p style="text-align: right;">Noted / Please discuss</p>
<p>3. Agree to the text of the <i>National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No. 1) (Miscellaneous Provisions) Transitional Rules 2024</i> (Transitional Instrument) at Attachment C and the Explanatory Statement at Attachment D.</p>	<p style="text-align: right;">Agreed / Not Agreed</p>
<p>4. Note that Explanatory Statements at Attachments B and D are in the final stages of editorial review and will be replaced with updated settled versions within the next day and we will work with your office to highlight any matters of significance that have changed.</p>	<p style="text-align: right;">Noted / Please discuss</p>
<p>5. Sign the letters to Disability Reform Council Members (DRMC) advising them about the Transitional Rules at Attachment E.</p>	<p style="text-align: right;">Signed / Not Signed</p>

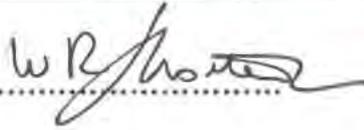
Minister Shorten Comments

Please provide advance copies of the final instruments and explanatory statements to all of the DRO/DRCA and the Justice and Equity Centre
I need the final comm's products today for my review

Date: 30/9/2024

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Minister Shorten's signature:.....


Key Issues:

1. This brief seeks your approval of the text of the *National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No. 1) (NDIS Supports) Transitional Rules 2024* (NDIS Support Instrument) (**Attachment A**) and the *National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No. 1) (Miscellaneous Provisions) Transitional Rules 2024* (Transitional Instrument) (**Attachment C**) as well as the (currently draft) Explanatory Statements (**Attachments B and D**).
2. You will need to sign the Instruments by 1 October 2024 in order for the Department of Social Services (department) to lodge them for registration with Office of Parliamentary Counsel in time for commencement for 3 October 2024.
3. The department has worked closely with the National Disability Insurance Agency (NDIA) to prepare and finalise the Instruments and Explanatory Statements as well as facilitate consultation processes.
4. The NDIS Support Instrument is made under item 138 to Schedule 1 of the *National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No. 1) Act 2024* (the Amending Act) and sets out what supports are, and are not, NDIS supports. It also:
 - a) includes transitional arrangements that ensure a support specifically stated in a participant's plan at the commencement of the Amending Act will continue to be a NDIS support for the duration of the participant's current plan. This ensures that participants will receive continuity of support. Similar transitional arrangements are in place for supports that the Administrative Appeals Tribunal has found to be reasonable and necessary for a participant.
 - b) prescribes the supports that are declared not to be NDIS supports but may be substituted for other supports in limited circumstances.
5. The Transitional Instrument made under item 138 to Schedule 1 to the Amending Act provides:
 - a) that a participant does not owe debt for purchasing a support that is not a NDIS support in some circumstances, to allow for an educative approach around what is and is not a NDIS support,
 - b) that participants with recurring transport payments in their plan do not need to lodge a claim for these payments, and
 - c) that participants that are, or should be, receiving supports from compensations systems outside of the National Disability Insurance Scheme (NDIS) will continue to receive supports from those systems.
6. Under the Transitional Instrument, to prevent a debt from being raised in certain circumstances where a person has purchased a support that is not a NDIS support, provision has been made so that a debt will not arise unless one of the following applies:
 - a) the cost of the support is \$1,500 or more, or
 - b) if the cost of the support is less than \$1,500, the NDIA had notified the person about at least 2 previous failures by the person to comply with the requirement to only purchase supports that are NDIS supports.

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7. This means that the purchase of a support that is over the value of \$1,500 will still give rise to a debt. Where the amount is less than \$1,500 the Transitional Instrument allows the NDIA to take an 'educative approach', in effect giving the participant 2 notice before a debt is raised.
8. The Transitional Instrument will apply to participants for a period of 12 months and to registered plan managers and providers for a period of 30 days following the commencement of the Amending Act.

Commencement timings

9. The NDIS Support Instrument is required to commence concurrently with the Amending Act as the NDIS cannot effectively operate without it. The Transitional Instrument is also required to commence with the Amending Act because it complements the NDIS Support Instrument and includes provisions to support the effective administration of the NDIS during the transition period.
10. The NDIA have the administrative processes in place to support the commencement of the instrument. While there are no changes to the registration categories, the Commission will be ready to advise Providers about the changes to enable them to support participants about goods and services that can no longer be funded.

DRMC advice

11. This brief also seeks your agreement to and signature of letters to the members of the Disability Reform Ministerial Council at **Attachment E**. Following the most recent engagement with State and Territory senior officials on 27 September 2024, they are expecting you to write to DRMC with final versions of the Instruments which include the lists of NDIS supports as part of the schedules to the NDIS Support Instrument.

Sensitivities:

12. As previously advised, the final presentation of Schedules 1 and 2 to **Attachment A** is different to the versions of the lists previously used for consultation but are consistent with the latest versions provided to State and Territory officials. The reason for the different appearance is because the consultation versions used more descriptive language whereas the final versions are drafted to be legally clear and enforceable i.e. the reader is left in no doubt as to what each item means.
13. DRMC Ministers may seek information about what has changed between the draft and final lists. This detail has been provided to disability officials separately noting the limited time available for consultation. You are able to make changes to the legislative instrument in response to any unintended consequences within 12 months of commencement of the Amending Act.

Risk Management:

14. During consultations, significant concern was raised about the immediate impact of introducing the concept of NDIS supports on participants including those with stated supports in their plans that will no longer be NDIS supports, including accidental expenditure on items or services that are not NDIS supports giving rise to a debt. These concerns are addressed through both the NDIS Supports Instrument and the Transitional Instrument.

Departmental Funding / Financial Implications:

15. While this instrument does not have any financial implications, the defining of supports in the instrument will support the sustainability of the scheme as it will operate as control on what can and can not be purchased with NDIS funding and will be binding on decisions makers including courts and tribunals.

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16. The Scheme Actuary has advised the transitional arrangement which amend the operation of the debt provisions in section 46 of the Amending Act will not impact on Scheme sustainability. This advice has been provided to the Department of the Prime Minister and Cabinet as part of getting assurance that no further policy approval is required.

Regulatory Implications: Nil.

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Consultation:

21. Internal Consultation:
- Relevant teams in the Disability and Carers stream
 - Legal Services Group. Chief Counsel has cleared the brief and the instrument package.
22. External Consultation:
- The department and NDIA have been working with States and Territories to refine the descriptions of the lists included in the Schedules to the NDIS Support Instrument.
 - Department of Prime Minister and Cabinet has agreed that no further policy authority is required for you to make the Instruments.

Attachments:

Attachment A: National Disability Insurance Scheme (Getting the NDIS Back on Track No.1) (NDIS Supports) Transitional Rule 2024

Attachment B: Draft Explanatory Statement – NDIS Supports Transitional Rules

Attachment C: National Disability Insurance Scheme (Getting the NDIS Back on Track No.1) (Miscellaneous Provisions) Transitional Rules 2024

Attachment D: Draft Explanatory Statement – Miscellaneous Provisions Transitional Rules

Attachment E: Letters to Disability Ministers

Contact Officer: Sarah Hawke
Position: Branch Manager

Cleared by: Ross Schafer
Position: A/g Group Manager

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Branch: NDIS Policy and Legislation
Phone/Mobile: s 22

Group: NDIS Participants and
Performance
Phone/Mobile: s 22

Cleared by: Amanda Lee PSM
Position: A/g Deputy Secretary
Phone/Mobile: s 22

Signature: s 22 Date: 29/09/2024



Australian Government
Department of Social Services

General Brief

MS24-000776

To: Minister for the National Disability Insurance Scheme and Minister for Government Services (for decision)

Subject: Circulation of NDIS Supports lists

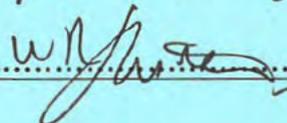
Critical Date: Please action by 4 July, noting our understanding you requested these lists for urgent circulation to states and territories, and other stakeholders.

Recommendations for Minister Shorten: That you

1. Note, following your discussion with National Disability Insurance Agency (NDIA) Acting CEO, the Department of Social Services (department) has updated the NDIS Supports list at Attachment A to remove items from the exclusion list as requested, including references to other systems' support responsibilities.	Noted/ Please Discuss
2. Agree to circulate the list to states and territories and NDIA identified advisory groups/stakeholders on the basis that when this is done the department and Agency will note the APTOS definition of responsibilities remains in effect.	Agreed/ Not Agreed
3. Note the department's advice that references to other systems' supports should be re-inserted into the exclusions list of the transitional instrument before it is finalised.	Noted/ Please Discuss

Minister Shorten Comments

- Please embargo and clearly mark as draft.
 - Please use version of the ltr agreed with my office 4 July at 6.40pm
 - Please add a covering note over the ltrs that explains how they were developed and the process for engaging on the draft.

Minister Shorten's signature: 

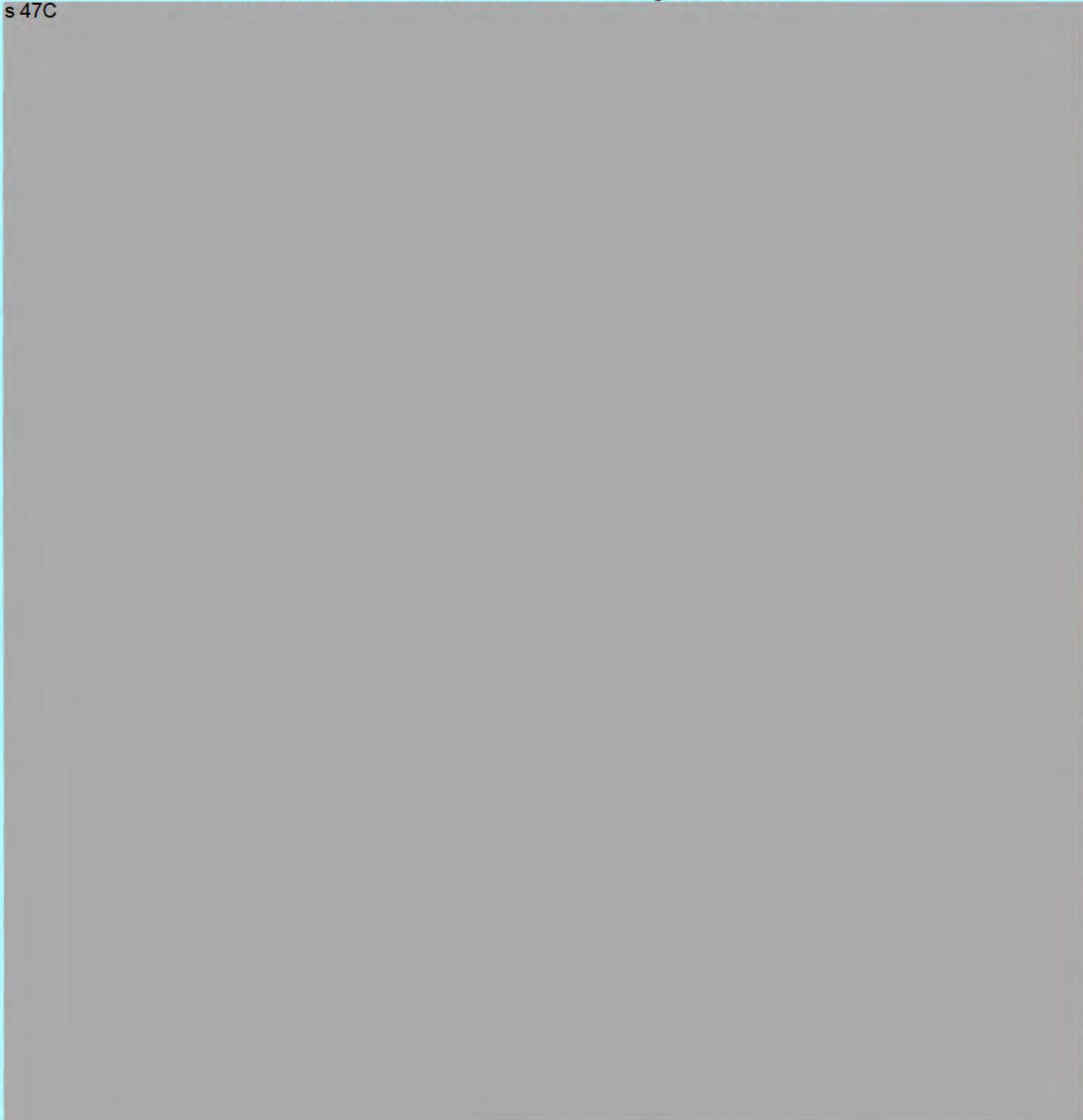
Date: 4/7/2024

Key Issues:

1. The department and the NDIA developed initial drafts of the transitional Section 10 legislative instrument on 'NDIS Supports' s 34(3)
 - a) This transitional instrument was based on the existing *Support for Participant Rules*, as well as existing support categories derived from provider registration categories and current operational guidelines.

2. The Department of the Prime Minister and Cabinet confirmed late on 2 July 2024 that you now have authority to circulate a draft of the NDIS Supports inclusion and exclusions lists for consultation.
3. You provided feedback to the Acting CEO of the NDIA on 2 July 2024 requesting amendments to the draft lists ahead of their finalisation for circulation to remove from the exclusion list: equine therapy, chiropractic therapy, vocational activities such as art, music, craft and outdoor activities; and references to services that are the responsibility of other systems and/or states and territories (states).
 - a) Updated lists, with these requested changes shown in track, are at Attachment A.
 - b) While reference to other system and state responsibilities has been removed, we have included a footnote that these exclusions should be read alongside APTOS.

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Risk Management:

9. As noted above, the risks identified in this brief can be best mitigated by insertion of the overarching reference to the APTOS, and the inclusion of references to other service system/state system supports in the exclusion list at the earliest appropriate opportunity.

Departmental Funding / Financial Implications:

10. If the final transitional instrument is not able to prevent use of NDIS funding on supports that are appropriately funded by another system, this is expected to have a significant impact on Scheme sustainability.

Regulatory Implications: Nil.

Legal Advice: Not required.

Consultation:

11. Internal Consultation:
- Legal Services Group.
12. External Consultation:
- NDIA: Amendments to the lists, including the removal of references to state system supports were discussed with the Acting CEO. The NDIA's Deputy CEO Service Delivery; Deputy CEO Service Design and Improvement; and Deputy CEO Governance, Risk and Legal considered revisions to the draft instrument and related risks.

Attachments:

Attachment A: Updated draft transitional instrument for NDIS supports inclusions and exclusions

Contact Officer: Edwina Dohle
Position: Branch Manager
Branch: Commonwealth/State Engagement
Phone/Mobile: s 22

Cleared by: Robyn Shannon
Position: Deputy Secretary, Disability and Carers Stream
Phone/Mobile: s 22

Signature: s 22

Date: 2/ 7/ 2024

Attachment A – supports that are ‘NDIS supports’

Category	List of ‘NDIS supports’	Carve-outs that are not ‘NDIS supports’
Accommodation/ tenancy assistance	<p>Supports that guide, prompt, or assist a participant to undertake activities that ensure they obtain/retain appropriate accommodation.</p> <p>This may include assisting a participant to apply for a rental tenancy or to undertake tenancy obligations in line with the participant’s tenancy agreement.</p>	<p>Does not include:</p> <ul style="list-style-type: none"> • rental costs, • bond costs, • mortgage repayments etc <p>See the ‘Day-to-day living costs’ category.</p>
Assistance Animals	<p>An animal specially trained by an accredited assistance animal provider to help a participant with tasks. These are things the animal wouldn’t naturally do otherwise, like guiding a participant through crowded places.</p>	
Assistance In Coordinating or Managing Life Stages, Transitions and Supports	<p>Supports to establish volunteer assistance within the participant’s home or community to develop skills. Includes mentoring, peer support and individual skill development such as attending appointments, shopping, bill paying, taking part in social activities and maintaining contact with others.</p>	
Assistance to Access and Maintain Employment or higher education	<p>Workplace assistance that enables a participant to successfully obtain and/or retain employment in the open or supported labour market, including individual employment support, employment preparation and support in a group and school leaver employment supports to assist students transitioning from school to employment.</p>	<p>Does not include:</p> <ul style="list-style-type: none"> • learning and support needs of students that primarily relate to their education and training attainment, • work-specific support related to recruitment processes, work arrangements or the working environment, • funding or provision of employment services and programs
Assistance With Daily Life Tasks in a Group or Shared Living Arrangement	<p>Assistance with and/or supervision of tasks of daily life in a shared living environment, which is either temporary or ongoing, with a focus on developing the skills of each individual to live as autonomously as possible, including short term accommodation and respite.</p>	
Assistance With Travel/Transport Arrangements	<p>Transport assistance, including activity-based transport and provider travel, where the participant cannot use public transport without substantial difficulty due to their disability.</p> <p>This includes transporting participants to funded supports and other activities including school, educational facility, employment, or the community.</p>	

Category	List of 'NDIS supports'	Carve-outs that are not 'NDIS supports'
Assistive Equipment for Recreation	Products used in competitive and non-competitive sports and other recreational pursuits.	
Assistive Products for Household Tasks	Products to enable cooking, cleaning, washing, home maintenance and other tasks	
Assistive Products For Personal Care And Safety	Products for personal care or safety including beds and pressure mattresses, toilet and bathroom equipment, specialised clothing and continence needs.	
Specialist Positive Behaviour Support	Support provided by allied health professionals with specialist skills in positive behaviour support including assessment and the development of a comprehensive plan that aims to reduce and manage behaviours of concern.	
Communication And Information Equipment	Products to assist with alternate communication or to access written or spoken communication via electronic or other means.	
Community Nursing Care	Provision of specialist care for participants who have high care needs requiring a high level of skill, and for the training of support workers to respond to the participant's complex needs.	
Customised Prosthetics (includes Orthotics)	Prescription and manufacture of customised prostheses or orthoses requiring specialist skills.	
Daily Personal Activities	Assistance with and/or supervision of personal tasks of daily life to enable a participant to live as autonomously as possible in a range of environments, including but not limited to, the participant's own home.	
Development Of Daily Care And Life Skills	Development of daily living and life skills focuses on training and development activities undertaken by a participant or their carer to increase their ability to live as autonomously as possible, including supports that will enhance the ability of the participant to travel and use public transport independently.	
<u>Disability-Related Health Supports</u>	<u>Disability-related health supports where the supports are a regular part of the participant's daily life, and result from the participant's disability. This includes continence, dysphagia, respiratory, nutrition, diabetic management, epilepsy, podiatry and foot care, and wound and pressure care supports, as agreed in the DRMC 2019 agreement on disability-related health supports.</u>	

Category	List of 'NDIS supports'	Carve-outs that are not 'NDIS supports'
Early Intervention Supports For Early Childhood	Provision of a mix of therapies, and a key worker for the family. Supports for all children 0-6 years with developmental delay or disability and their families to achieve better long-term outcomes, regardless of diagnosis.	
Exercise Physiology & Personal Well-being Activities	Physical wellbeing activities to promote and encourage physical well-being, including exercise.	
Group And Centre Based Activities	Assistance for participants to access and participate in community, social and recreational activities provided in a group setting, either in the community or in a centre.	
Hearing Equipment	Assistive listening devices.	Hearing aids
High Intensity Daily Personal Activities	Assistance with and/or supervision of tasks of daily life to enable a participant with complex needs to live as autonomously as possible in a range of environments, including but not limited to, the participant's own home. These supports are provided by a worker with additional qualifications and experience relevant to the participants' complex needs.	
Home Modification Design and Construction	Design and subsequent changes or modification to a participant's home, including installation of equipment or changes to building structures, fixture or fittings to enable participants to live as independently as possible or to live safely at home.	
Household Tasks	Essential household tasks that a participant is not able to undertake because of their disability, including meal preparation and delivery, house or yard maintenance, cleaning and laundry.	
Innovative Community Participation	Activities not included under other community participation registration groups; for mainstream providers who want to enable participants to access mainstream activities	
Interpreting and Translation	Assistance to a participant to enable independent communication in essential personal, social or community activities where translation is not available from a mainstream service.	
Management of Funding for Supports	Management of funding for supports by a registered plan management provider – both defined in the Act. Section 9:	

Category	List of 'NDIS supports'	Carve-outs that are not 'NDIS supports'
	<p>registered plan management provider means an NDIS provider who is registered to manage the funding for supports under plans as mentioned in paragraph 73E(2)(a).</p> <p>Section 42: (1) For the purposes of this Act, managing the funding for supports under a participant's plan means doing one or more of the following: (a) purchasing the supports identified in the plan (including paying any applicable indirect costs, such as taxes, associated with the supports); (b) receiving any funding provided by the Agency; (ba) managing any funding provided by the Agency; (c) acquitting any funding provided by the Agency.</p>	
Participation in Community, Social and Civic Activities	Assisting a participant to participate actively in community, social and civic activities; including supporting participants during these activities, and developing participants' ability to partake in these activities.	
Personal Mobility Equipment	Products to enable personal mobility, including equipment for walking, wheelchairs and transfer aids.	
Specialist Disability Accommodation (SDA)	<p>As defined in the <i>National Disability Insurance Scheme (Specialist Disability Accommodation) Rules 2020</i>:</p> <p>specialist disability accommodation:</p> <p>(a) means accommodation for a person who requires specialist housing solutions, including to assist with the delivery of supports that cater for the person's extreme functional impairment or very high support needs; but</p> <p>(b) does not include supports delivered to the person while the person is living in the accommodation.</p> <p>These rules also govern participant eligibility and requirements for SDA dwellings.</p>	
Specialised Driver Training	Driver training using adapted equipment or vehicle modification.	
Specialised Hearing Services	Specialised hearing services for children and adults with complex needs.	

Category	List of 'NDIS supports'	Carve-outs that are not 'NDIS supports'
Specialised Supported Employment	Assistance in specialised supported employment/Australian Disability Enterprise	
Specialised Support Coordination	The provision of Support Coordination within a specialist framework necessitated by specific high level risks in the participant's situation. Support is time limited and focuses on addressing barriers and reducing complexity in the support environment, while assisting the participant to connect with supports and build capacity and resilience. It may also involve development of an intervention plan which will be put in place by disability support workers	
Therapeutic Supports	Evidence-based therapy supports provided to assist a participant to apply their functional skills to improve participation and independence in daily, practical activities in areas such as language and communication, personal care, mobility and movement, interpersonal interactions and community living.	
Vehicle Modifications	Vehicle modifications including the installation of, or changes to, equipment in a vehicle to enable a participant to travel safely as a passenger or to drive.	<ul style="list-style-type: none"> • Purchase of a vehicle of any kind, including motor vehicles, motorbikes, watercrafts, all terrain vehicles and other recreational vehicles, • Mechanical repairs, • Tools, • Vehicle registration
Vision Equipment	Products for navigation, orientation, braille, magnifiers and note taking equipment.	Prescription glasses

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Attachment B – supports that are not ‘NDIS supports’

Category	Non-exhaustive list of supports that are not ‘NDIS supports’	Carve-outs that are considered ‘NDIS supports’
Day-to-day living costs	<ul style="list-style-type: none"> • Rent, rental bonds, home deposits, mortgage deposits, strata fees, rental bonds and home deposits. • <u>General F</u>furniture removal and services, unwanted furniture pick up • Donations, tithes, gifts, and political contributions, • Fines penalties, and court-ordered amounts • Pools, pool heating and maintenance, spa baths, saunas, steam rooms • <u>General h</u>Home repairs, general renovations and maintenance. • Groceries (except for modified foods required as a result of your disability e.g. PEG feeding), Uber eats and takeaway food, • Alcohol • Cigarettes, vapes and smoking paraphernalia, legal cannabis • Gambling • Petrol • Water, gas, and electricity bills, council rates • Water filters, purifiers, or aerators. • Electricity generators, solar panels, and batteries • Jewellery, watches (including smart watches) • Makeup, cosmetic treatments, wigs, and cosmetic s • Internet services, land line phone, mobile phones, mobile phone accessories, and mobile phone plans and smart phones. • Gaming PCs, consoles and games, subscriptions for streaming services • Cruises, holiday packages, holiday accommodation, including overseas travel, Airfares, passports, visa, meals and activities. • Tickets to theme parks, tourism and entertainment operators • Motor vehicles, motorbikes, watercraft, all-terrain vehicles and other recreational vehicles, mechanical repairs, tools, vehicle registration • Animals (other than approved NDIS funded assistance animals), pet food for animals other than <u>for approved NDIS</u> 	<p>Day-to-day living costs do not include the following (which may be funded under the NDIS if they relate to reasonable and necessary supports):</p> <ul style="list-style-type: none"> • Additional living costs that are incurred by a participant solely and directly as a result of their disability support needs • Costs that are ancillary to another support that is funded or provided under the participant’s plan, and which the participant would not otherwise incur • <u>Services delivered in a gym or recreational club related to the participant’s disability support needs -where it -does not include the cost of membership, entry, or basic equipment.</u> • <u>Play equipment where it is specialist sensory equipment could be funded under Assisted Technology</u>

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
	<p>assistance animals/certified dog guides, veterinarian costs, pet boarding, pet grooming, taxidermy, pet cremations/funeral</p> <ul style="list-style-type: none"> • Standard not disability specific commercially available household items (dishwasher, fridge, washing machine, non-modified kitchen utensils and crockery, fire alarms, floor rugs, beanbags, lounges, standard mattresses, and bedding), replacement of appliances, including hot water services, solar panels, etc. • Standard clothing and footwear • Standard toys, balls, racquets, uniforms, membership costs and other costs associated with recreational sports • Standard home security and maintenance costs, fencing, gates, building repairs. • Travel insurance, life insurance, home and contents insurance, car insurance and excess (but the NDIS may fund additional insurance costs for vehicle modifications), insurance for Novated vehicles (Salary Sacrifice). • Superannuation for participants or related parties (exceptions apply for arm's length Employment arrangements) • School / education fees including TAFE and university. • Wedding, honeymoon, funeral, other events. • Musical instruments, music production, social media production • Tickets to music, theatre, cinema or sporting events, <u>and</u> <u>general</u> conference fees • Sex toys • Surrogacy, Menstrual products, IVF • Legal costs • Child support fees, debt repayments, gift cards • Trampolines • <u>General P</u>lay equipment, indoor or outdoor. • Business development costs, business skills development costs • Membership of a recreational club • Debts, liabilities, and taxes, other than those necessarily incurred in the receipt of supports 	

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
Not value for money/not effective or beneficial	<ul style="list-style-type: none"> • Crystal therapy • Tarot card reading, Clairvoyants • Cuddle therapy • Reflexology • Aromatherapy • Sound therapy • Yoga Therapy • Equine therapy, Wilderness Therapy • Alternative or complementary Chinese medicine • Avocational activities including art, music, dance, craft, academic, self-help, construction, gaming, outdoor lessons, classes, or workshops. • General Massage • Nutritional supplements • Life/wellness/career coach/cultural coach • Hypnotherapy • Neurofeedback • Gaming therapy E.G: Therapeutic dungeons and Dragons • Mastermind coaching • Somatic and dance movement therapy • Kinesiology • Chiropractor • Reiki (including intuitive reiki), Scalar Lounge, Frequency Healing and Energy balanced massage, Deep Energy Clearing, Spinal Flow Technique, Shamanic Healing • Hair Therapy, hair and beauty services including nail salons 	<ul style="list-style-type: none"> • <u>Therapeutic massage that is directly related to a participant's disability support needs</u>
Mainstream – Health	<ul style="list-style-type: none"> • The diagnosis and clinical treatment of health conditions, including ongoing or chronic health conditions • Diagnostic assessments and screening services. • Time-limited, goal-oriented services and therapies: <ul style="list-style-type: none"> ○ where the predominant purpose is treatment directly related to the person's health status, or ○ provided after a recent medical or surgical event, with the aim of improving the person's functional status, including post-acute rehabilitation or post-acute care 	<ul style="list-style-type: none"> • Disability-related health supports where the supports are a regular part of the participant's daily life, and result from the participant's disability. This includes continence, dysphagia, respiratory, nutrition, diabetic management, epilepsy, podiatry and foot care, and wound and pressure care supports.

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
	<ul style="list-style-type: none"> • Any pharmaceutical or supplements • Any equipment or assistive technology prescribed as a result of clinical care, treatment or management from a medical practitioner referred to above. • Any clinical service delivered in a public or private hospital setting, including outpatient services. • Prescription medicines, non-prescription medicines, biological medicines, vaccines, sunscreens, weight loss products, vitamins, nutritional supplements, homeopathic medicines, prescription glasses • Primary healthcare nursing • Ambulance services or membership • Health transport services • Hospital in the home services, Hospice • Sleep consultant services. • Health retreats • Palliative care • New-born follow-up provided in the health system, including child and maternal health services 	
Mainstream – Mental Health	<ul style="list-style-type: none"> • Any Pharmaceutical • Treatment for drug and alcohol dependency, eating disorders, gambling and other addictions. • Any clinical service delivered in a public or private hospital setting, including outpatient services. • Supports related to mental health that are clinical in nature, including acute, ambulatory and continuing care, rehabilitation • Any residential care where the primary purpose is for inpatient treatment or clinical rehabilitation, or where the services model primarily employs clinical staff • Supports relating to a co-morbidity with a psychiatric condition where the co-morbidity is clearly the responsibility of another service system (e.g. for treatment for a drug or alcohol issue) 	
Mainstream – Child Protection and Family Support	<ul style="list-style-type: none"> • Out of school hours care • Vacation care, excluding respite. • Travel and accommodation for parents with children in OOHC • Guardianship services 	Parenting programs specific to a disability need (could be considered under capacity building supports)

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
	<ul style="list-style-type: none"> • Family therapy • Parenting programs • Babysitting or nannying services, au pairs • Dating or relationship services including VR/match makers/Apps • Marriage and relationship counselling • Statutory child protection services required by families who have entered, or are at risk of entering, the statutory child protection system • General parenting programs, counselling or other supports for families, which are provided to families at risk of child protection intervention and to the broader community, including making them accessible and appropriate for families with disability • Funding or providing out-of-home care or support to carers of children in out-of-home care where these supports are not additional to the needs of children of similar age in similar out-of-home care arrangements. • Services that are the responsibility of States 	
Mainstream – Early Childhood Development	<ul style="list-style-type: none"> • Childcare fees, including any fees associated with specialist or segregated childcare service models. • Teaching aids or supports related to educational or developmental attainment • Building modifications for early childhood educational and care settings. • Meeting the early childhood education and care needs of a child 	
Mainstream – School Education	<ul style="list-style-type: none"> • Out of school hours care • School fees including any fees associated with specialist or segregated schooling models. • School uniforms, shoes, lunchboxes, drink bottles or other school equipment unless a specially adapted item is required to address a participant's functional impairment. • Personalised learning or supports for students that primarily relate to their educational attainment • Learning assistance and aids • Teaching assistance and aids • Building modifications to schools 	

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
	<ul style="list-style-type: none"> • Services from a person employed at the participant's school or the relevant department of education for education purposes • Textbooks and teaching aids (including alternative formats) • Tutors, scribes • Home schooling • School refusal programs • School camp fees • Transport between school activities 	
Mainstream – Higher Education and Vocational Education and Training	<ul style="list-style-type: none"> • School fees • Any supports for students that primarily relate to their education and training attainment • Building modifications to TAFEs and university campuses • Services from a person employed at the participant's higher education facility • Learning assistance and aids • Teaching assistance and aids • Textbooks and teaching aids (including alternative formats) • Transport between education or training activities • General education to employment transition supports 	
Mainstream – Employment	<ul style="list-style-type: none"> • Disability Employment Services • Work-specific aids and equipment required to perform a job (including modified hardware and software) • Reasonable adjustments to access a workplace • Work-specific support related to: <ul style="list-style-type: none"> ○ recruitment processes, ○ work arrangements or the working environment, including workplace modifications, work-specific aids and equipment, ○ transport within work activities and ○ work-specific support required in order to comply with laws dealing with discrimination on the basis of disability • Employment services and programs, including both disability-targeted and open employment services, to provide advice and support to: 	

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
	<ul style="list-style-type: none"> ○ people with disability to prepare for, find and maintain jobs ○ employers to encourage and assist them to hire and be inclusive of people with disability in the workplace (i.e. support, training and resources, funding assistance to help employers make reasonable adjustments, and incentives for hiring people with disability, e.g. wage subsidies) 	
Mainstream – Housing and Community Infrastructure	<ul style="list-style-type: none"> ● The provision of accommodation for people in need of housing assistance, including routine tenancy support ● Ensuring that appropriate and accessible housing is provided for people with disability, other than participants eligible for specialist disability accommodation (SDA) ● Ensuring that new publicly-funded housing stock, where the site allows, incorporates Liveable Housing Design features ● Homelessness-specific services including homelessness prevention and outreach, or access to temporary or long-term housing for participants who are homeless or at risk of homelessness ● The improvement of community infrastructure, i.e. accessibility of the built and natural environment, where this is managed through other planning and regulatory systems and through building modifications and reasonable adjustment where required ● Postal services ● Housing subsidies (e.g. rental bonds, mortgage relief and assistance with buying a home) ● Crisis housing (excluding discharge from hospital, aged care) ● Mortgage payments. ● Rental payments ● Mobile homes, caravans, campervans, tents. ● Purchase of land, or house and land packages ● Land taxes and levies ● Council rates and taxes 	
Mainstream – Transport	<ul style="list-style-type: none"> ● Ensuring that public transport options are accessible to a person with disability ● Public transport fares and travel concessions 	

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
	<ul style="list-style-type: none"> • Airline lounge memberships • Transport costs for pets and companion animals. • Compliance of transport providers and operators with laws dealing with discrimination on the basis of disability, including the Disability Standards for Accessible Public Transport 2002 • Transport infrastructure, including road and footpath infrastructure, where this is part of a universal service obligation or reasonable adjustment (including managing disability parking and related initiatives) 	
Mainstream – Justice	<ul style="list-style-type: none"> • Supports in secure mental health facilities which are primarily treatment focused (clinical in nature) • Supervision and monitoring of offenders • The day-to-day care and support needs of a person in custody, including supervision, personal care and general supports • Ensuring that criminal justice system services are accessible for people with disability including appropriate communication and engagement mechanisms, adjustments to the physical environment, accessible legal assistance services and appropriate fee waivers • General programs for the wider population, including programs to prevent offending and minimise risks of offending and re-offending and the diversion of young people and adults from the criminal justice system • The management of community corrections, including corrections-related supervision for offenders on community based orders • The operation of secure mental health facilities that are primarily clinical in nature 	
Mainstream – Aged Care	<ul style="list-style-type: none"> • Aged care services 	<ul style="list-style-type: none"> • Supports for an NDIS participant under the age of 65 who chooses to live in residential aged care and purchase support from an aged care provider.
Unlawful goods and services	<ul style="list-style-type: none"> • A support the provision of which would be contrary to: <ul style="list-style-type: none"> ○ a law of the Commonwealth ○ a law of the State or Territory in which the support would be provided. 	

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Category	Non-exhaustive list of supports that are not 'NDIS supports'	Carve-outs that are considered 'NDIS supports'
	<ul style="list-style-type: none"> • Assistive technology, vehicle modifications or home modifications that do not meet state and territory laws, the National Construction Code or relevant Australian standards • Supports involving restrictive practices that are not authorised in the participant's state or territory of residence • Illicit drugs or other consumable products that are against the law • Firearms and weapons, • Seclusion rooms. 	
Income replacement	<ul style="list-style-type: none"> • Income support payments • Rent subsidy • Loan repayments or buy now pay later payments. • Income protection insurance • Fringe Benefits for staff or contractors • Cryptocurrency, shares, investment products 	



Australian Government
Department of Social Services

General Brief

MS24-001044

To: Minister for the National Disability Insurance Scheme and Minister for Government Services (for decision)

Subject: Section 10 NDIS Supports lists

Critical Date: Please action by 20 September to enable final consultation. with state and territory government officials in the week of 23 September prior to seeking your approval of final instrument prior to commencement of the *National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No.1) Act* (the Act) on 3 October 2024.

Recommendations for Minister Shorten: That you

1. Agree the updated version of the National Disability Insurance Scheme (NDIS) supports list at <u>Attachment A</u> to inform the final section 10 transitional instrument.	Agreed / Not Agreed
2. Note that a draft section 10 transitional instrument (with a now outdated version of the NDIS supports list attached) was provided for your review with the coordination version of the 2024-25 Mid-Year Economic Fiscal Outlook (MYEFO) NDIS Portfolio Submission and the final instrument will be provided for your approval.	Noted / Please Discuss
3. Note the section 10 public consultation report at <u>Attachment B</u> , which will be published on the Department of Social Services' (the department's) website.	Noted / Please Discuss
4. Agree the department will provide a draft of the consultation report to Disability Representative Community Organisations (DRCOs) prior to publication on the department's website.	Agreed / Not Agreed

Minister Shorten Comments

I need to write to DRMC Ministers by Wed 25/09 - before officials - with a copy of final list. Please prepare letters [redacted]

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The transitional arrangements must be ready by Oct 3 to ensure a smooth launch of the list

Minister Shorten's signature: *W Shorten*

Date: 23/9/2024

I require to be briefed this week when the instrument is finalised & talk to sector about the changes

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Key Issues:

1. Updated lists of supports that are, and are not, NDIS supports including items that will be the available in the new substitution process are at **Attachment A**. The department has worked with the National Disability Insurance Agency (NDIA) to finalise the lists following public consultation on the draft lists and engagement with DRCOs, the Independent Advisory Committee (IAC), the Participant Reference Group (PRG) and states and territories.
2. The section 10 transitional rule will be finalised together with an Explanatory Statement following your approval of the NDIS supports lists. A further brief will be provided with the final draft of the instrument together with signing instructions in order for you to make the rule.
3. s 34(3)
[REDACTED]
s 34(3) Subject to your approval, the department will circulate an embargoed version of the instrument and Explanatory Statement to States and Territories in the week of 23 September 2024.
4. A detailed report of the consultations has been prepared at **Attachment B**, consistent with your email to DRCOs on 15 August 2024, outlining what has been heard through the public consultations and what has changed and why.
5. In your letter dated 11 September 2024 to Dr Cherry Baylous of the Disability Advocacy Network Australia, you committed to share a draft copy of the report to DRCOs for feedback prior to publication.
6. The consultation process involved:
 - a) **12 to 22 August 2024:** Targeted engagement with DRCOs and the IAC to introduce the concept of section 10 and the proposed lists.
 - b) **4 to 25 August 2024:** The department conducted public consultation via DSS Engage on the draft list of NDIS Supports.
 - c) **22 August 2024:** The department, NDIA and Disability Senior Officials Group (DSOG) met to workshop the draft NDIS lists.
 - d) **28 August 2024:** The department convened joint workshops with NDIA, DSOG and health and education officials respectively to discuss feedback on NDIS lists.
 - e) **29 August 2024:** The department circulated updated draft NDIS lists to senior state and territory officials (ahead of the DRMC meeting the following day).
 - f) **3 to 4 September 2024:** The Agency and the department co-facilitated consultation playback sessions with the DRCOs, the IAC and PRG. These sessions were used to verify insights from the targeted consultation sessions and the public consultation process.
 - g) **4 September 2024:** The department convened a workshop with Disability Senior Officials. State and territory officials provided verbal and written feedback on the translation of the Applied Principles and Table of Support (APTOS) and other interface agreements.
 - h) **11 to 16 September 2024:** The Agency continued to design the substitution process with DRCOs, the IAC and the PRG.
 - i) **17 to 19 September 2024:** revisions to draft lists, design of substitution process for rules and provision of further drafting instructions for OPC.
7. Key themes that emerged through the consultation processes are captured below, along with the changes implemented to address those concerns. Feedback that has not been addressed is included in the Risks and Sensitivities section below.

Feedback	Change
Transitional arrangements	Transitional arrangements will be outlined separately in a transitional arrangements instrument to minimise the impact on participants and enable the NDIA to take an educative approach and support participants to understand what has changed.
Support categories and interpretation	The support categories are more familiar to participants as they better reflect how supports are included in plans, in the Pricing Arrangements, and how they are claimed. Support categories are not used in the instrument. Instead, the lists will be accompanied by guidance that explains that a broad and beneficial approach is to be taken in relation to interpretation of inclusions.
Exceptions and substitutions	The NDIA is working with DRCO, the IAC and PRG to define the substitution arrangements. Items for replacement will be identified such as commercially available household items.
Carve outs	This lists no longer use carve outs. There is now one consolidated list of items that are NDIS supports and another consolidated list of items that are not NDIS supports. The new substitution process will enable participants to access some goods or services on the list of what is not an NDIS support.
Non-specialist products and equipment should be available where they are needed for disability-specific purposes.	The focus on 'specialist' products has now been replaced in certain places in the instrument with assistive products that support a participant.
Alignment with APTOS and other interface agreements	Based on state and territory feedback, the lists have been updated to better reflect existing interface agreements.
Supports that are 'NDIS Supports'	The list of supports that are 'NDIS supports' has been amended, taking into consideration the feedback provided through the public consultation. More examples of what can be funded under each category are in the list. Further guidance will be developed to assist participants to understand the scope of each item and provide flexibility.
Home modifications	The NDIS supports list now includes internal and external building modifications to remedy damage arising exclusively from disability-related behaviours or use of NDIS funded assistive technology or equipment.
Specialised driver training	The NDIS supports list now includes driver training with a specialised Vehicle Driving Instructor, which may include training on the use of adapted equipment or vehicle modifications.
Psychosocial recovery supports should be included	Ongoing psychosocial recovery supports have been incorporated into Disability-Related Health Supports and supports for participants with psychosocial support needs are referenced in Development Of Daily Care And Life Skills, High Intensity Daily Personal Activities, and Therapeutic Supports.
General furniture removal and services	The category of 'General furniture removal and services, unwanted furniture pick up' has been removed from the list of non-NDIS supports.
Some general household items should not be excluded	Standard commercially available household items will be available through the substitution process for some participants.
Smart devices and assistive technology	Specific assistive technology, including smart watches, smart phone or tablet will be available through the substitution process for some participants.
Menstrual products	The lists now include products to manage menstruation and disability related incontinence.

Feedback	Change
Trampolines	Trampolines has been removed from the list of non-NDIS supports.
Standard hair and nail services should not be excluded	Clarification has been made to allow for hair and nail care to be available where a participant has a functional incapacity and/or personal hygiene disability related need.
Assistance in coordinating or managing life stages, transitions and supports	This now includes disability related supports through the transition process, including where an individual has been in custody or on remand, or in detention in a mental health setting.
Cultural participation	Specifically, in response to First Nations feedback, the in-list has been updated to include participation in community, social and civic activities in the context of Group and Centre Based Activities, Interpreting and Translation. Further work will be needed in refining the list to determine how to reference cultural activities in the context of social participation.

Proposed approach to implementation and transitional arrangements for the new section 10 instrument

8. The NDIA has prepared a comprehensive communications schedule and approach between now and 3 October to prepare participants, their families, carers, and providers for coming changes including:
 - a) an advertising campaign through First Nations and Culturally and Linguistically Diverse (CALD) community radio and press, and
 - b) commenced hosting virtual information sessions to explain the changes.
9. From the week beginning 16 September, the NDIA has commenced emailing every NDIS participant, nominee, authorised representative and registered provider to inform them about the coming changes. A copy of the email, along with an Easy Read and Auslan version, will be available on the NDIS website.

Transitional arrangements

10. During consultations, significant concern was raised about the immediate impact of the new section 10 transitional instrument on participants with stated supports in their plans. The concern is around how participants can access stated supports if they are not on the NDIS support list and whether accidental expenditure on a non-NDIS support would give rise to a debt.
11. To alleviate these concerns, a transitional rule will provide that any support stated in a participant's plan at the commencement of the Act on 3 October 2024 will be considered an NDIS support until the plan ends. Similarly, supports found by the Administrative Appeals Tribunal to be reasonable and necessary and included in a participant's plan at commencement will be considered NDIS supports until that plan ends.
12. In addition, a transitional arrangements instrument will provide for a limited moratorium on debts automatically arising for a period of up to one year after the Act commences. This will not apply to illicit drugs or other illegal activities including purchase of sexual services, alcohol, firearms and weapons.
13. These transitional arrangements are important to manage a significant change process and avoid unintentional consequences of participants inadvertently purchasing non-NDIS supports. It will also allow time for the NDIA to undertake the planned education and communication campaign.
14. Other transitional arrangements may also be required to deal with other aspects of the Act and you will be briefed on these together with the final section 10 instrument and once all issues have been identified by the department and the NDIA.

Sensitivities:

15. Many in the disability community continue to be critical of the NDIS supports lists and advocate for a principles-based approach. DRCOs have requested further consultation on an updated version of the NDIS supports lists however, further consultation on the NDIS supports lists or the draft transitional rule is not possible due to the tight timeframe to finalise the transitional rule.
16. The way in which the substitution process has been understood by the disability community may have created the expectation of a wider range of support options being available for substitution. DRCOs have raised concerns about the implementation of the substitution process, creating additional barriers for NDIS participants to receive the reasonable and necessary NDIS supports they require.
17. Consultation on the draft transitional section 10 rule has identified that financial hardship remains a major barrier for many disability community members and some participants are relying on NDIS funding as a source of 'income' to meet the costs of their food, medical expenses, utilities, and housing.
18. Participants may also be accessing services using their NDIS funds because traditional service models do not meet their needs or they are not accessible, particularly for culturally and linguistically diverse, First Nations, gender and sexually diverse, and regional and remote participants.
19. The NDIA is preparing to work with participants with an educative approach, and to support participants to identify and access NDIS supports which are consistent with the definition in the transitional section 10 instrument. This work and the associated risk to participants will be challenging where services in state, territory and other Commonwealth service systems are not available, and where the supports relied upon are not able to be funded under the transitional section 10 instrument (such as alternative therapies).

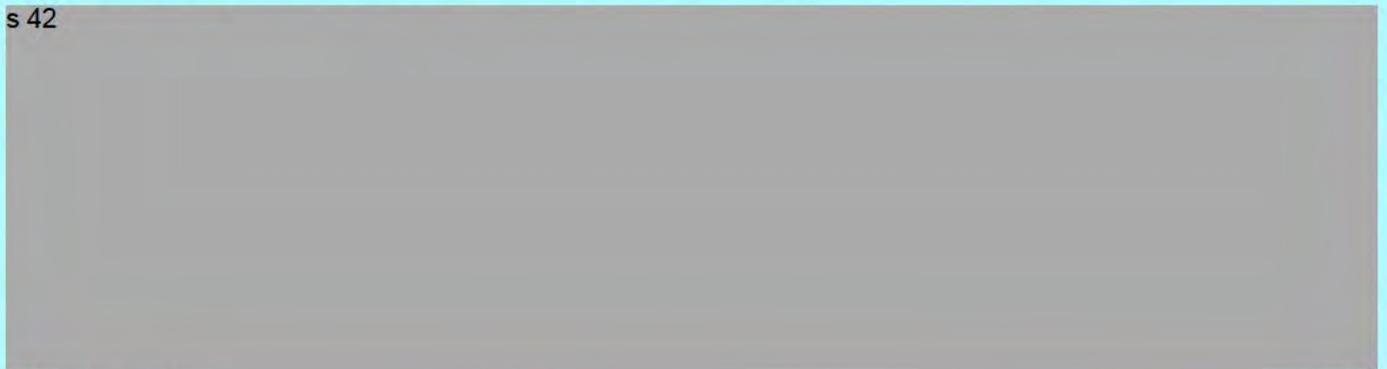
Risk Management:

20. Providing the draft consultation report will enable some indication about where adjustments have been made to the NDIS support lists and why, but some DRCOs are likely to continue to advocate for a principles-based approach for the transitional rule. The Department and the Agency will develop more detailed guidance about the lists for the Explanatory Statement and broader communications.
21. The Agency has prepared a comprehensive communications and engagement program based on an educative approach to the commencement of the Amendment and the new NDIS Support instrument. The transitional arrangements outlined above will also alleviate concerns about the immediate impact of the changes on participants.

Financial Implications: Nil

Regulatory Implications: Nil.

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Consultation.

25. Internal Consultation:

- NDIS Review Taskforce
- Commonwealth/State Engagement
- Legal Services Group

26. External Consultation:

- National Disability Insurance Agency
- States and territories
- Public consultation process and DRCO, IAC engagement

Attachments:

Attachment A: Updated NDIS Supports List

Attachment B: Draft Consultation on NDIS Supports Lists

Attachment C: MS24-000778 (Signed)

Attachment D: MS24-000988 (Signed)

Contact Officer: Sarah Hawke
 Position: Branch Manager
 Branch: NDIS Policy, Legislation and
 Engagement
 Mobile: s 22

Cleared by: Ross Schafer
 Position: A/g Group Manager
 Group: Participants and Performance
 Mobile: s 22

Cleared by: Robyn Shannon
 Position: Deputy Secretary
 Phone/Mobile: s 22

Signature: s 22

Date: 19/09/2024

Background / Additional Information:

- The department ran a public consultation process on the draft lists of NDIS supports from 4 to 25 August 2024.
- The conduct of the consultation process has generated significant feedback from the disability community and peak body organisations, including DRCOs, with early calls for extensions to the consultation timeframe to enable meaningful engagement. Additionally, concerns were raised over the availability of accessible products to support engagement.
- Following conclusion of the public consultation process the department has worked to analyse over 7,000 responses, including approximately 120 written submissions from organisations.
- The NDIA and the department have worked to revise the lists to address the feedback received, however the changes will not address every concern raised.
- The department and the NDIA continue to work jointly with state and territory governments through DSOG to engage on progress of the s10 transitional rule, with DSOG supporting broader engagement with state and territory Health and Education officials to address specific mainstream interface concerns.

Attachment A - Updated NDIS Support Lists – final draft 18 September 2024

1. Supports that are ‘NDIS supports’

The below table has 37 groupings on ‘NDIS supports’. This includes a description of the supports that are ‘NDIS supports’. It also shows how the supports fit within both the provider registration groups and the support categories that are included in NDIS plans.

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are ‘NDIS supports’
Accommodation assistance or tenancy assistance	Support Coordination, Assistance with Daily Life	<p>Supports that guide, prompt, or assist a participant to find or keep appropriate accommodation.</p> <p>This includes support that helps a participant apply for a rental tenancy or to take part in tenancy obligations in line with their tenancy agreement.</p> <p>Medium term accommodation if you can't move into your long-term home yet because your disability supports aren't ready and you can't stay in your current accommodation while you wait for your long term home. We usually fund medium term accommodation for up to 90 days.</p> <p>For example, a participant who has been found eligible for specialist disability accommodation but is awaiting on a vacancy or build to be completed.</p>
Assistance Animals	Assistive Technology, Consumables	<p>An animal specially trained by an accredited assistance animal provider or through state and territory laws that provide for accreditation to help a participant with tasks. These are things the animal wouldn't naturally do otherwise, like guiding a participant through crowded places.</p> <p>Includes ongoing maintenance costs such as pet food, grooming, flea and worm treatments, medication, vaccinations, vet services and yearly reviews with an accredited assistance animal provider.</p>
Assistance In Coordinating or Managing Life Stages, Transitions and Supports	Assistance with Daily Life, Finding and Keeping a Job, Home and Living, Improved Daily Living Skills, Improved Living Arrangements,	<p>Supports to set up help within the participant's home or their community to develop their skills.</p> <p>This includes short term transition supports.</p> <p>This includes support before hospital discharge.</p>

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
	Increased Social and Community Participation, Support Coordination	This includes disability related supports through the transition process, including where an individual has been in custody or on remand, or in detention in a mental health setting.
Assistance to Access and Maintain Employment or higher education	Finding and Keeping a Job, Lifelong Learning	Capacity building assistance that enables a participant to successfully prepare for, find or keep employment in the open labour market (including self-employment or micro-enterprise) or supported labour market. The assistance includes employment preparation complementary to that delivered while at school. It also includes assistance for a participant transition to employment, further education or training.
Assistance With Daily Life Tasks in a Group or Shared Living Arrangement	Assistance with Daily Life Home and Living	Assistance with or supervision of daily living tasks in a shared living environment. This could be either temporary or ongoing, with a focus on developing the skills of each participant to live as autonomously as possible. This includes short-term accommodation and respite. This includes supports for an NDIS participant under the age of 65 who lives in residential aged care and purchases support from an aged care provider.
Assistance With Travel or Transport Arrangements	Transport	<p>Transport assistance, including activity-based transport, provider travel, and costs associated with the use of taxis or private transport.</p> <p>This includes transporting participants to funded supports and other activities including school, other educational facilities, employment, healthcare (excluding patient transfer) or the community.</p> <p>This includes travel training to build participant's confidence and skills to use public transport safety and independently.</p> <p>Transport assistance can only be used where the participant cannot travel independently or use public transport independently due to the impact of their impairment/s.</p>
Assistive Equipment for Recreation	Assistive Technology, Assistive Technology Maintenance, Repair and Rental Improved Daily Living Skills	<i>Assistive Technology for Recreation and Leisure</i> - assistive products and associated services used in sports and other recreational activities. This includes personal recreation equipment and sporting equipment modification to meet disability specific need.

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
Assistive Products for Household Tasks	Assistive Technology, Assistive Technology Maintenance, Repair and Rental Improved Daily Living Skills	<p><i>Assistive Technology for Domestic Activities and Participation in Domestic Life</i></p> <p>Assistive products and associated services to support a participant to carry out domestic and everyday actions and tasks. This includes assistive products for preparation of food and drink, house cleaning, gardening and laundry.</p> <p>Additional costs to upgrade standard household items to household items that include participant required accessibility features.</p>
Assistive Products For Personal Care And Safety	Assistive Technology, Assistive Technology Maintenance, Repair and Rental, Consumables, Improved Daily Living Skills	<p>This includes modified foods required as a result of a participant's disability (for example, PEG feeding).</p> <p>This includes delivery fees for assistive products.</p> <p><i>Assistive Technology for Self-care Activities and Participation in Self-care</i></p> <p>Assistive products and associated services to support the participant's personal care. This includes washing and drying their body, caring for their body and body parts, dressing and protecting their body.</p> <p>This includes incontinence care.</p> <p>This includes modified or adaptive clothing.</p> <p>This includes use of menstrual products and adaptive products necessary to manage menstruation and continence, for example applicators and period underwear.</p> <p><i>Assistive Technology for Supporting Activities in Indoor and Outdoor Human-made Environments (Including a garden or outdoor area of the participant's residence).</i></p> <p>Adapted or specifically made furniture and other products to address the participant's impairment that meets the disability or early intervention requirements, that can be placed in or added to the participant's home to help with movement and positioning. This includes entry and exit of the environment. This includes beds and pressure mattresses, toilet and bathroom equipment specific to the participant's impairment that meets the disability or early intervention requirements.</p>
Specialist Positive Behaviour Support	Assistance with Daily Life, Relationships	Support provided by professionals with specialist skills in positive behaviour support. This includes assessment, development and delivery of a comprehensive plan that aims to reduce and manage behaviours of concern, and training and ongoing monitoring of staff in implementation of the behaviour support plan, and training and capacity building to deliver

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
		<p>positive behaviour supports. This includes the development and delivery of interim or transitional plans as necessary.</p> <p>This support will be specifically identified in participants' plans.</p>
Communication And Information Equipment	Assistive Technology, Assistive Technology Maintenance, Repair and Rental, Consumables, Improved Daily Living Skills	<p><i>Assistive Technology for Communication and Information Management</i></p> <p>Assistive products and associated services to help a participant to receive, send, produce and process information in different forms. This includes communicating by language, signs and symbols, receiving and producing messages, having conversations and using communication devices and techniques.</p>
Community Nursing Care	Assistance with Daily Life, Improved Daily Living Skills	<p>Provision of nursing care for participants with high care needs, requiring a high level of clinical skill outside the high intensity support skill descriptors, and specific to the participant's impairment that meets the disability or early intervention requirements. For example, catheter care, skin integrity checks, tracheostomy care, disability-related medication management and intramuscular injections. This includes the training of support workers to respond to the participant's complex needs.</p>
Customised Prosthetics (includes Orthotics)	Assistance with Daily Life, Assistive Technology Maintenance, Repair and Rental, Consumables, Improved Daily Living Skills	<p><i>Orthoses and Prostheses</i></p> <p>Design, manufacture, fitting and associated services for participant-matched, functional prostheses or orthoses.</p> <p>This includes assessment and specification (prescription) by a professionally qualified prosthetist or orthotist, and osseo-integrated, external products.</p>
Daily Personal Activities	Assistance with Daily Life, Improved Daily Living Skills, Increase Social and Community Participation, Relationships, Support Coordination and Psychosocial Recovery Coaches	<p>Support with or supervision of personal daily living tasks to help a participant to live as independently as possible in their own home and in the community.</p> <p>This includes hair washing and drying, fingernail and toenail cutting and cleaning, to maintain personal hygiene.</p> <p>This includes in-kind personal care in school and specialist school transport.</p>

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
<p>Development Of Daily Care And Life Skills</p>	<p>Assistance with Daily Life, Improved Daily Living Skills, Increased Social and Community Participation, Relationships, Support Coordination and Psychosocial Recovery Coaches</p>	<p>Training and development activities done by a participant or their carer to increase their ability to live as independently as possible. This includes supports to increase the participant's ability to travel and use public transport independently and psychosocial recovery supports.</p>
<p>Disability-Related Health Supports</p> <p>Note this is listed as a group of supports, but it is not a provider registration group.</p>	<p>May be under many of the support categories, depending on the support type and circumstances</p>	<p>Provision of disability-related health supports which relate directly to the functional impact of the participant's disability. This includes support with continence, dysphagia, respiratory, nutrition (including thickeners and nutritional supplements for disability-related nutrition supports), diabetic management, epilepsy, podiatry and foot care, and wound and pressure care.</p> <p>Supports for people with complex communication access needs or behaviours when accessing health services, including hospitals and in-patient facilities.</p> <p>Jointly with other parties including health services, provision of specialist allied health, rehabilitation and other therapy, to facilitate enhanced functioning and community re-integration of people with recently acquired severe conditions such as newly acquired spinal cord and severe acquired brain injury.</p> <p>Ongoing psychosocial recovery supports that enable activities of daily living and participation in the community, and in social and economic life.</p> <p>Includes assistive technology for sustaining or replacing physiological function.</p>
<p>Early Intervention Supports For Early Childhood</p>	<p>Assistance with Daily Life, Improved Daily Living Skills</p>	<p>Evidence-based early intervention childhood supports of varying type and intensity for children 0-9 years with developmental delay or disability and their families to achieve better long-term outcomes, regardless of diagnosis. This includes the provision of a mix of therapies, and a key worker for the family. May also include other NDIS supports according to intensity of needs.</p>

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
Exercise Physiology & Personal Well-being Activities	Assistance with Daily Life, Health and Wellbeing, Improved Daily Living Skills	<p>This includes support that maintains or increases physical mobility or physical well-being through personal training or exercise physiology that is required due to the functional impact of the participant's disability.</p> <p>This includes where a participant accesses services from an appropriately qualified professional within a gym or recreational club, for assessment and development of a personalised exercise program which aims to increase or maintain their functional capacity. For example, maintenance of muscle strength, range of motion, balance and mobility.</p>
Group And Centre Based Activities	Assistance with Social, Economic and Community Participation	Support for participants to access and participate in community, social, cultural and recreational activities. Activities are provided in a group, either in the community or in a centre.
Hearing Equipment	Assistive Technology, Assistive Technology Maintenance, Repair and Rental Improved Daily Living Skills	Hearing supports not typically provided through the Hearing Services Program where these supports directly relate to a participant's permanent impairment. This may include replacement external processor(s) for implanted hearing devices.
High Intensity Daily Personal Activities	Assistance with Daily Life	<p>Support with or supervision of tasks of daily life so a participant with complex needs or psychosocial disabilities can live as independently as possible in their own home and other environments.</p> <p>This includes high intensity daily personal activities as described by the NDIS Quality and Safeguards Commission.</p> <p>These supports are provided by a worker with additional qualifications and experience relevant to the participants' complex or psychosocial needs.</p>
Home Modification Design and Construction	Assistive Technology, Home Modifications	<p>Design and changes or modifications to a participant's home. This includes installing equipment or changing a building's structure, fixture or fittings, necessary because of a participant's disability, to help participants to live as independently as possible or to live safely at home.</p> <p>Internal and external building modifications to remedy damage arising exclusively from disability-related behaviours or use of NDIS funded assistive technology or equipment rather than expected wear and tear or purposeful actions that are not related to a person's disability.</p>

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
		This support will be specifically identified in participants' plans.
Household Tasks	Assistance with Daily Life	Support with essential household tasks that a participant is not able to do themselves because of their disability. This includes meal preparation and delivery, house or yard maintenance, cleaning and laundry.
Innovative Community Participation	Increased Social and Community Participation	Support for participants to access new and innovative services for community participation. This includes where a person has extraordinary support needs based on the presence of situational and personal factors that require innovative and tailored supports. This support will be specifically identified in participants' plans.
Interpreting and Translation	Consumables	Supporting a participant with independent communication in essential personal, social, cultural or community activities where translation and interpretation is needed as a result of their disability and is not available from a mainstream service.
Management of Funding for Supports	Choice and Control	Supports for a registered plan manager to manage a participant's NDIS funding and pay for NDIS supports. Managing funding for plan supports means: <ul style="list-style-type: none"> • buying NDIS supports as described in the participant's plan, including paying GST or any other taxes related to those supports • receiving and managing funding for plan supports, including paying for supports on time • keeping track of what has been bought with NDIS funding, including keeping receipts and invoices.
Participation in Community, Social and Civic Activities	Assistance with Social, Economic and Community Participation, Increased Social and Community Participation	Assisting a participant to participate actively in community, social, cultural and civic activities; including supporting participants during these activities and developing participants' ability to partake in these activities.
Personal Mobility Equipment	Assistive Technology, Assistive Technology Maintenance, Repair and Rental,	<i>Assistive Technology for Activities and Participation Relating to Personal Mobility and Transfer</i>

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
	Consumables	<p>Products to support or replace a participant's capacity to move indoors and outdoors, to transfer from one place to another.</p> <p>This includes assistive products for walking, wheelchairs and transfer devices and hoists.</p> <p>This includes motorised mobility devices as defined by the National Transport Commission when assessed by a suitable Assistive Technology Assessor.</p>
Specialist Disability Accommodation (SDA)	Specialist Disability Accommodation (SDA)	<p>Accommodation for a participant who requires specialist housing solutions, including assistance providing better and more effective delivery of supports that cater for the person's extreme functional impairment or very high support needs.</p> <p>This does not include supports delivered to the participant while they are living in the accommodation.</p> <p>The SDA rules govern participant eligibility and requirements for SDA dwellings.</p> <p>This support will be specifically identified in participants' plans.</p>
Specialised Driver Training	Assistance with Daily Life, Improved Daily Living Skills	Driver training with a specialised Vehicle Driving Instructor. This is based on a driving training assessment by an occupational therapist who has completed specialist post graduate training in conducting driving assessments. This support may also include training on the use of adapted equipment or vehicle modifications.
Specialised Hearing Services	Improved Daily Living Skills	Specialised hearing services for children and adults with complex needs.
Specialised Supported Employment	Assistance with Social, Economic and Community Participation, Finding and Keeping a Job	Assistance to prepare for, find and retain a job in an employment setting of choice.
Specialised Support Coordination	Support Coordination and Psychosocial Recovery Coaches,	Support Coordination provided within a specialist framework to address e participant needs because of specific high-level risks in their situation. This support addresses barriers and reduces complexity in the support environment. It also helps the participant to connect with

Category - Provider Registration Group	Support Category in NDIS Plan	Description of supports that are 'NDIS supports'
	Assistance with Daily Life	supports and build their capacity and resilience. This can also involve developing an intervention plan to be put in place by disability support workers.
Therapeutic Supports	Assistance with Daily Life, Finding and Keeping a Job, Health and Wellbeing, Improved Daily Living Skills	Provision of evidence-based therapy supports to help the participant to apply their skills to improve or maintain their participation and independence. This includes daily, practical activities in areas such as language and communication, personal care, mobility and movement, interpersonal interactions, functioning (including psychosocial) and community living. This includes funding an assessment by health professionals for support planning and review as required.
Vehicle Modifications	Assistive Technology, Assistive Technology Maintenance, Repair and Rental Improved Daily Living Skills	<p><i>Assistive Technology for Personal Vehicle Modification</i></p> <p>Assistive products and associated services that can be added to vehicles or modifications made to vehicles that help a participant to operate, enter, exit or ride in the vehicle safely.</p> <p>This includes vehicle passenger and wheelchair hoists, controls, modified restraints, modified car seats.</p> <p>This includes certification costs for registration and additional vehicle insurance premium costs as a direct result of the modification.</p> <p>This does not include the purchase of a vehicle.</p>
Vision Equipment	Assistive Technology, Assistive Technology Maintenance, Repair and Rental Improved Daily Living Skills	Products for navigation, orientation, braille, magnifiers and note taking equipment.

OFFICIAL: Sensitive**2. Supports that are not 'NDIS supports'**

The table has 15 categories of goods and services that are not an 'NDIS support'.

Category	Goods and services that are not an 'NDIS support'
Day-to-day living costs	<p>Accommodation and household related</p> <ul style="list-style-type: none"> • Rent, rental bonds, home deposits, mortgage deposits, mortgage repayments, strata fees, rental bonds and home deposits • Standard home security and maintenance costs, fencing, gates and building repairs • Pools, pool heating and maintenance, spa baths, saunas, steam rooms • General home repairs, home improvements, general renovations and maintenance • Water, gas, and electricity bills, council rates • Water filters, purifiers, or aerators • Electricity generators, solar panels, home batteries for power storage, hot water and gas systems • Standard (non-modified and not adaptive) household items and appliances. For example, a dishwasher, fridge, washing machine, non-modified kitchen utensils and crockery, food processors, electric toothbrushes, floor rugs, beanbags, standard mattresses, and bedding • Standard (non-modified and not adaptive) household and garden cleaning and maintenance tools, appliances and products • Standard (non-modified and not adaptive) furniture, fixtures or fittings. For example, lounges, beds, fire alarms, blinds <p>Finance and payments related</p> <ul style="list-style-type: none"> • Donations, tithes, gifts, and political contributions • Fines, penalties, and court-ordered amounts • Travel insurance, life insurance, home and contents insurance, car insurance and excess insurance for Novated vehicles (Salary Sacrifice) • Health insurance, gap payments for Medicare funded services and private health insurance claims • Superannuation for participants or related parties (exceptions apply for arm's length Employment arrangements) • Ambulance membership • Education and tuition fees including school, vocational education and training (VET) and higher education/university • Legal costs • Child support fees, debt repayments • Gifts and gift cards • Business development costs, business skills development costs. For example, company registration, book-keeping, accounting services or software • Debts, liabilities, and taxes, other than those necessarily incurred in the receipt of supports

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Category	Goods and services that are not an 'NDIS support'
	<p>Food and groceries</p> <ul style="list-style-type: none"> • Groceries including all food, beverage, cleaning, household, health and hygiene products. For example, detergent, light bulbs, soap • Fast food services, takeaway food and food delivery platforms (excluding meal delivery platforms where cost of ingredients are not included) <p>Lifestyle related</p> <ul style="list-style-type: none"> • Cigarettes, vapes and smoking paraphernalia, legal cannabis • Smoking cessation devices such a nicotine replacement items • Gambling • Internet services, land line phone, mobile phones, mobile phone accessories, tablets, and smart phones • Internet, landline and mobile phone plans and data • Gaming computers, consoles and games, subscriptions for streaming services • Standard (non-modified and not adaptive) recreational equipment and tools, including toys, balls, racquets • Costs associated with recreational sports and activities. This includes membership costs, venue hire fees, uniforms and footwear • Costs associated with elite or professional sports and activities, including equipment or modifications to equipment • Wedding, honeymoon, funeral, and other social, business, private, public, formal or informal event • Musical instruments, music production, social media production • Tickets to theme parks, tourism and entertainment operators • Tickets to music, theatre, cinema, sporting events, and conference fees or entrance fees • Accommodation to attend or participate in work, study, music, theatre, cinema, sporting events and conferences. This includes any other social, business, private, public formal or informal event • Sexual services and sex work • Indoor or outdoor play equipment • General health, fitness, social and recreational activity costs or services • Membership and entry to a recreational club and basic gym equipment • Non-prescription medicines, sunscreens, weight loss products, vitamins, sport and athletic supplements, homeopathic medicines • Dating or relationship services including virtual reality, match makers or Apps <p>Clothing and beauty related services</p> <ul style="list-style-type: none"> • Jewellery, watches (including smart watches) • Makeup, cosmetic treatments, wigs, cosmetics and cosmetic accessories • Standard (non-modified and non-adaptive) clothing and footwear

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Category	Goods and services that are not an 'NDIS support'
	<ul style="list-style-type: none"> • Hair treatments, cutting, dying, styling, extensions, threading, weaving, hair replacements and transplants, • Manicures, pedicures, false nail application or removal of any kind, nail painting and removal, henna, nail decorations, nail piercings, hand or foot massage or treatments. <p>Travel and transport related</p> <ul style="list-style-type: none"> • Cruises, holiday packages, holiday accommodation, including interstate and overseas travel, airfares, passports, visa, activities and meals included in travel • Vehicles. This includes motor vehicles, motorbikes, watercraft, all-terrain vehicles, recreational bikes and scooters (including electronic) and other recreational vehicles. Any modifications or products that are not legal for use in the state/territory (e.g. not approved by the vehicle registration authority) • Mechanical repairs (except for NDIS funded vehicle modifications), tools, vehicle registration • Mobility devices intended for community access which are not legal for use on state or territory road related areas (including footpaths) • Transport for children as part of their reasonable care and support provided by families or carers • Petrol, diesel, gas <p>Pet Related</p> <ul style="list-style-type: none"> • Animals (other than NDIS funded assistance animals). This includes pets and companion animals • Pet food for animals other than NDIS funded assistance animals • Veterinarian costs, pet boarding, pet grooming for animals that are not NDIS funded assistance animals. For example, this includes for pets and companion animals • Pet insurance • Taxidermy and pet cremations or funerals <p>Reproductive health and family related</p> <ul style="list-style-type: none"> • Surrogacy and fertility treatments
Not evidenced based	<p>Alternative and complementary therapies</p> <ul style="list-style-type: none"> • Crystal therapy • Tarot card reading, clairvoyants • Cuddle therapy • Reflexology • Aromatherapy • Sound therapy • Yoga therapy • Wilderness therapy

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Category	Goods and services that are not an 'NDIS support'
	<ul style="list-style-type: none"> • Animal therapy. For example, puppy therapy, goat therapy • Hair therapy • Alternative or complementary medicine <p>Wellness and coaching related</p> <ul style="list-style-type: none"> • Massage • Sports or athletic supplements • Life coaches, wellness coaches, career coaches, cultural coaches • Hypnotherapy • Neurofeedback • Gaming therapy • Mastermind coaching including Apps and software • Somatic therapy • Kinesiology <p>Energy and Healing Practices related</p> <p>Reiki (including intuitive reiki), Scalar Lounge, Frequency Healing and Energy balanced massage, Deep Energy Clearing, Spinal Flow Technique, Shamanic Healing</p>
Related to Health	<ul style="list-style-type: none"> • The diagnosis and clinical treatment of health and dental conditions, including ongoing or chronic health conditions. This includes assistive technology products used by healthcare professionals • Diagnostic assessments and screening services • Time-limited, goal-oriented services and therapies: <ul style="list-style-type: none"> ○ where the predominant purpose is treatment directly related to the person's health status, or ○ provided after a recent medical or surgical event, with the aim of improving the person's functional status, including post-acute rehabilitation or post-acute care • Any pharmaceutical • Any equipment or assistive technology prescribed or issued as a result of clinical care, treatment or management from a medical practitioner and then delivered in the clinical setting, unrelated to the person's disability (For example, a knee brace issued following an acute knee ligament injury after sport or gardening accident) • Surgical or other implanted assistive products • Acute, subacute, emergency and outpatient clinical services delivered through public or private hospitals • Prescription medicines, non-prescription medicines, biological medicines, vaccines, sunscreens, weight loss products, vitamins, sport and athletic supplements, homeopathic medicines • Prescription spectacles or contact lens • Nursing services (where related to treatment of a health event)

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Category	Goods and services that are not an 'NDIS support'
	<ul style="list-style-type: none"> • Ambulance services • Health transport services • Hospital in the home services • Sleep consultant services • Health retreats • New-born follow-up provided in the health system, including child and maternal health services • Sub-acute, palliative care including in-patient and out-patient services delivered in the person's home or clinical setting, noting disability-related supports as part of an NDIS participant's plan may continue to be provided at the same time as palliative care services • Hearing services or supports provided by the Hearing Services Program • Surgical services for hearing
Related to Mental Health	<ul style="list-style-type: none"> • Any pharmaceutical • Treatment, including for drug and alcohol dependency, gambling, and other addictions or disorders • Acute, subacute, emergency and outpatient clinical services delivered through public and private hospital mental health services • Supports related to mental health that are clinical in nature, including acute, ambulatory and continuing care and rehabilitation within a health treatment plan • Any residential care where the primary purpose is for inpatient or outpatient treatment or clinical rehabilitation
Related to Child Protection and Family Support	<ul style="list-style-type: none"> • Travel and accommodation for parents with children in out-of-home-care (OOHC) • Guardianship services • General family therapy • Parenting programs • Babysitting or nannying services, au pairs • Marriage and relationship counselling • Statutory child protection services required by families who have entered, or are at risk of entering, the statutory child protection system • General parenting programs, counselling or other supports for families, which are provided to families at risk of child protection intervention and to the broader community, including making them accessible and appropriate for families with disability • Out-of-home care or support to carers of children in out-of-home care where these supports are not additional to the needs of children of similar age in similar out-of-home care arrangements
Related to Early Childhood Development	<ul style="list-style-type: none"> • Early childhood supports or therapies to support the general child development needs of all children • Childcare fees or payments, including any fees associated with specialist or segregated childcare service models, long day care, family day care and informal care arrangements. This includes the costs associated with the reasonable adjustment that childcare services are required to provide to accommodate a child with developmental delay or disability • Teaching aids or supports related to educational attainment • Building modifications for early childhood educational and care settings

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Category	Goods and services that are not an 'NDIS support'
Related to School Education	<ul style="list-style-type: none"> • Meeting the early childhood education and care needs of a child • Fees and payments for outside school hours care. This includes, before school, after school, student free days and vacation care • Education and tuition fees across all education settings • School uniforms, shoes, lunchboxes, drink bottles or other school equipment unless a specially adapted item is required to address a participant's functional impairment • Personalised learning or supports for students that primarily relate to their educational attainment • Aids and equipment for educational purposes. For example, modified computer hardware, education software, braille textbooks • Aids and equipment (including assistive technology) which are fixed or non-transportable in schools that enable a student access to education. For example, hoists • Reasonable adjustment to education campuses, including capital works. For example, ramps, lifts, hearing loops • Services from a person employed at the participant's school or the relevant State or Territory agency with responsibility for education • Textbooks and teaching aids (including alternative formats) • Tutors and scribes • Educational supports associated with home schooling • School refusal programs • School camp, incursion and excursion fees • Transport between school activities. For example, excursions, sporting carnivals
Related to Higher Education and Vocational Education and Training	<ul style="list-style-type: none"> • Education and tuition fees across all education and training settings • Any supports (including assistive technology) for students that primarily relate to their education and training • Building modifications to TAFEs, registered training organisations (RTOs) and university campuses • Services from a person employed at the participant's higher education facility or at the relevant department of education for education purposes • Personalised learning or supports for students that primarily relate to their educational or training attainment • Aids and equipment (including assistive technology) which are fixed or non-transportable in higher education or VET provider campuses that enable a student or trainee to access to education or training. For example, hoists. • Aids and equipment for education or training purposes For example, modified computer hardware, education software, braille textbooks • Textbooks and teaching aids, including in alternative formats such as braille or Easy English • General education and training to employment transition supports

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Category	Goods and services that are not an 'NDIS support'
Related to Employment	<ul style="list-style-type: none"> • Disability Employment Services, Workforce Australia or any other government funded employment program • Work-specific aids and equipment required to perform a job, including modified hardware and software • Reasonable adjustments (including assistive technology) to access a workplace • Work-specific support related to: <ul style="list-style-type: none"> ○ recruitment processes ○ work arrangements or the working environment, including workplace modifications, work-specific aids and equipment ○ transport within work activities ○ work-specific support required to comply with laws dealing with discrimination on the basis of disability • Employment programs, including both disability-targeted and open employment services, to provide advice and support to: <ul style="list-style-type: none"> ○ job seekers with disability to find and retain a job who are largely independent once placed in employment ○ employers to encourage and assist them to have recruitment policies and practices to hire and be inclusive of people with disability in the workplace. For example, support, training and resources, funding assistance to help employers make reasonable adjustments, and incentives for hiring people with disability, such as wage subsidies
Related to Housing and Community Infrastructure	<ul style="list-style-type: none"> • Accommodation for people in need of housing assistance, including direct costs of compliance with a person's tenancy agreement. For example, bond, pest control, exit cleaning, general damage repairs • Ensuring that appropriate and accessible housing is provided for people with disability, other than participants eligible for specialist disability accommodation • Design and subsequent changes or modifications to state and territory owned residential facilities, public buildings and boarding schools to make buildings accessible for people with disability • Design and subsequent changes or modifications to specialist disability accommodation • Reasonable adjustments to social housing to make buildings accessible for people with disability • Ensuring that new publicly funded housing stock, where the site allows, meets required Liveable Housing Design Standards and incorporates other features • Homelessness-specific services including homelessness outreach and emergency accommodation • The improvement of community infrastructure. For example, improving accessibility of the built and natural environment, where this is managed through other planning and regulatory systems and through building modifications and reasonable adjustment where required • Postal services • Housing subsidies. For example, rental bonds, mortgage relief and assistance with buying a home • Crisis housing • Mortgage payments • Rental payments • Mobile homes, caravans, campervans, tents • Purchase of land, or house and land packages • Land taxes and levies • Council rates and taxes

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Category	Goods and services that are not an 'NDIS support'
Related to Transport	<ul style="list-style-type: none"> • Accessible public transport. This includes alternate accessible transport options. • Public transport fares • Concessions to facilitate use of public transport • Airline lounge memberships and access fees • Transport costs for any animals that are not NDIS funded assistance animals • Transport infrastructure, including road and footpath infrastructure • Community transport services • Modifications to public transport and taxis
Related to Justice	<ul style="list-style-type: none"> • Supports in secure mental health facilities which are primarily treatment focused (clinical in nature) • Supervision and monitoring to prevent or observe offending behaviour or to monitor adherence to justice system-imposed conditions • The day-to-day care and support needs of a person in custody (including in a secure mental health facility), which includes supervision, personal care and general supports • Pre-sentence psychological and psychiatric reports • Secure accommodation facilities where the purpose of this accommodation is to safeguard the community or prevent reoffending, including secure mental health facilities
Related to Aged Care	<ul style="list-style-type: none"> • Aged care services
Related to personal injury	<ul style="list-style-type: none"> • Supports in respect of personal injury that may be funded or provided under a scheme of insurance, under a Commonwealth, State or Territory law or under a common law claim.
Unlawful goods and services	<ul style="list-style-type: none"> • A support the provision of which would be contrary to: <ul style="list-style-type: none"> ○ a law of the Commonwealth ○ a law of the State or Territory in which the support would be provided • Assistive technology, vehicle modifications or home modifications that do not meet state and territory laws, the National Construction Code or relevant mandated Australian standards for the environment or purpose the participant will require them. For example, some motorised mobility devices are not legal to use on footpaths, so can only be used on private property • Supports involving restrictive practices that are prohibited in the participant's state or territory of residence • Illicit drugs that are against the law • Firearms and weapons • Seclusion rooms
Income replacement	<ul style="list-style-type: none"> • Income support payments • Rent subsidy • Loan repayments or buy now pay later payments • Income protection insurance • Fringe Benefits for staff or contractors • Cryptocurrency, shares, investment products

3. Supports that are not NDIS supports which may be substituted (replacement support list)

The following table outlines the list of items that **may** be considered a substituted support for participants in specific circumstances where there is clear evidence that the need for the item relates specifically to the participant’s impairment that meets the disability or early intervention requirements.

Category	Substitution item	Specific circumstances the support may be considered	Proposed support category
Day to day living	Standard commercially available household items	Where there is clear evidence that the need for the item relates specifically to the participant’s impairment that meets the disability or early intervention requirements. This item must increase whole task independence and reduce or eliminate the need for a support worker or disability specific assistive technology.	Consumables Assistive Technology
	Smart watches	Participants who require the use of a smart watch, tablet and smartphones associated technology required to meet communication and accessibility needs.	Consumables Assistive Technology
	Tablets	For example, a participant with complex communication needs who uses a tablet as an alternative communication device, which is their only way to communicate and so cannot be shared, where this is the most appropriate solution for their needs.	
	Smartphones	Note: Any smart device used for tracking purposes could be considered a restrictive practice and needs to be considered in this context.	
	Apps for accessibility/ communication purposes		