



# **National Disability Insurance Scheme (NDIS Worker Screening Law) Determination 2020**

made under 10B of the

*National Disability Insurance Scheme Act 2013*

## **Compilation No. 2**

**Compilation date:** 9 July 2024

**Includes amendments:** F2024L00867

Prepared by the Department of Social Services

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## About this compilation

### This compilation

This is a compilation of the *National Disability Insurance Scheme (NDIS Worker Screening Law) Determination 2020* that shows the text of the law as amended and in force on 9 July 2024 (the **compilation date**).

The notes at the end of this compilation (the **endnotes**) include information about amending laws and the amendment history of provisions of the compiled law.

### Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Register ([www.legislation.gov.au](http://www.legislation.gov.au)). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the Register for the compiled law.

### Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

### Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the Register for the compiled law.

### Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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## Contents

- 1 Name
- 3 Authority
- 4 Definitions
- 5 NDIS Worker Screening Laws

## Endnotes

- Endnote 1—About the endnotes**
- Endnote 2—Abbreviation key**
- Endnote 3—Legislation history**
- Endnote 4—Amendment history**



## 1 Name

This instrument is the *National Disability Insurance Scheme (NDIS Worker Screening Law) Determination 2020*.

## 3 Authority

This instrument is made under section 10B of the *National Disability Insurance Scheme Act 2013*.

## 4 Definitions

In this instrument:

*Act* means the *National Disability Insurance Scheme Act 2013*.

## 5 NDIS worker screening laws

- (1) For the purposes of section 10B of the Act, the *National Disability Insurance Scheme (Worker Checks) Act 2018* (NSW), as in force from time to time, is a NDIS worker screening law.
- (2) For the purposes of section 10B of the Act, the *Disability Inclusion Act 2018* (SA), as in force from time to time, is a NDIS worker screening law.
- (3) For the purposes of section 10B of the Act, the *Working with Vulnerable People (Background Checking) Act 2011* (ACT), as in force from time to time, is a NDIS worker screening law.
- (4) For the purposes of section 10B of the Act, the *Registration to Work with Vulnerable People Act 2013* (TAS), as in force from time to time, is a NDIS worker screening law.
- (5) For the purposes of section 10B of the Act, the *National Disability Insurance Scheme (Worker Clearance) Act 2020* (NT), as in force from time to time, is a NDIS worker screening law.
- (6) For the purposes of section 10B of the Act, the *Disability Services Act 2006* (QLD), as in force from time to time, is a NDIS worker screening law.
- (7) For the purposes of section 10B of the Act, the *Worker Screening Act 2020* (VIC), as in force from time to time, is a NDIS worker screening law.
- (8) For the purposes of section 10B of the Act, the *National Disability Insurance Scheme (Worker Screening) Act 2020* (WA), as in force from time to time, is a NDIS worker screening law.

## Endnotes

### Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

### Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

### Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

### Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe how an amendment is to be made. If, despite the misdescription, the amendment can be given effect as intended, then the misdescribed amendment can be incorporated through an editorial change made under section 15V of the *Legislation Act 2003*.

If a misdescribed amendment cannot be given effect as intended, the amendment is not incorporated and “(md not incorp)” is added to the amendment history.

**Endnote 2—Abbreviation key**

ad = added or inserted	orig = original
am = amended	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
amdt = amendment	pres = present
c = clause(s)	prev = previous
C[x] = Compilation No. x	(prev...) = previously
Ch = Chapter(s)	Pt = Part(s)
def = definition(s)	r = regulation(s)/rule(s)
Dict = Dictionary	reloc = relocated
disallowed = disallowed by Parliament	renum = renumbered
Div = Division(s)	rep = repealed
exp = expires/expired or ceases/ceased to have effect	rs = repealed and substituted
F = Federal Register of Legislation	s = section(s)/subsection(s)
gaz = gazette	Sch = Schedule(s)
LA = <i>Legislation Act 2003</i>	Sdiv = Subdivision(s)
LIA = <i>Legislative Instruments Act 2003</i>	SLI = Select Legislative Instrument
(md not incorp) = misdescribed amendment cannot be given effect	SR = Statutory Rules
mod = modified/modification	Sub-Ch = Sub-Chapter(s)
No. = Number(s)	SubPt = Subpart(s)
o = order(s)	<u>underlining</u> = whole or part not commenced or to be commenced
Ord = Ordinance	

## Endnote 3—Legislation history

**Endnote 3—Legislation history**

<b>Name</b>	<b>Registration</b>	<b>Commencement</b>	<b>Application, saving and transitional provisions</b>
National Disability Insurance Scheme (NDIS Worker Screening Law) Determination 2020	18 Feb 2020 (F2020L00137)	s 5(2)–(4): 1 Feb 2021 (s 2(1) items 2–4) Remainder: 19 Feb 2020 (s 2(1) item 1)	
National Disability Insurance Scheme (NDIS Worker Screening Law Amendment No. 1) Determination 2020	14 Jan 2021 (F2021L00046)	15 Jan 2021 (s 2(1) items 1–5)	—
National Disability Insurance Scheme (NDIS Worker Screening Law) Amendment Determination 2024	8 July 2024 (F2024L00867)	9 July 2024 (s 2)	—



Endnote 4—Amendment history

Provision affected	How affected
s 2 .....	rep LA s 48D
s 5 .....	am F2021L00046
s 5(6) .....	am F2024L00867