



Statement of Principles concerning cerebrovascular accident No. 65 of 2015

made under subsection 196B(2) of the

Veterans' Entitlements Act 1986

Compilation No. 3

Compilation date: 24 May 2021

Includes amendments up to: Amendment Statement of Principles concerning
cerebrovascular accident No. 53 of 2021
(F2021L00495)

The day of commencement of this Amendment Statement of Principles concerning
cerebrovascular accident is 24 May 2021.

Prepared by the Repatriation Medical Authority Secretariat, Brisbane

About this compilation

This compilation

This is a compilation of the *Statement of Principles concerning cerebrovascular accident No. 65 of 2015* that shows the text of the law as amended and in force on 24 May 2021.

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 Legislation Register (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 series page on the Legislation 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 series page on the Legislation 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If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.



Australian Government
Repatriation Medical Authority

Statement of Principles
concerning
CEREBROVASCULAR ACCIDENT
No. 65 of 2015

for the purposes of the
Veterans' Entitlements Act 1986
and
Military Rehabilitation and Compensation Act 2004

Title

1. This Instrument may be cited as Statement of Principles concerning cerebrovascular accident No. 65 of 2015.

Determination

2. The Repatriation Medical Authority under subsection **196B(2)** and **(8)** of the *Veterans' Entitlements Act 1986* (the VEA):
 - (b) determines in its place this Statement of Principles.

Kind of injury, disease or death

3.
 - (a) This Statement of Principles is about **cerebrovascular accident** and **death from cerebrovascular accident**.
 - (b) For the purposes of this Statement of Principles, "**cerebrovascular accident**" means a rapid loss of brain function, caused by neuronal death or dysfunction due to impairment of the blood supply to the brain, and comprises cerebral ischaemia or intracerebral haemorrhage presenting clinically as a transient ischaemic attack, transient

symptoms with infarction, or stroke. This definition excludes subclinical or asymptomatic cerebrovascular disease identified by neuroimaging ("silent stroke"), subarachnoid haemorrhage, subdural haemorrhage, extradural haemorrhage, vascular dementia, and inherited diseases of the cerebral vasculature.

- (c) Cerebrovascular accident attracts ICD-10-AM code I61, I63, I64, G45.0, G45.1, G45.2, G45.8, G45.9 or G46.
- (d) In the application of this Statement of Principles, the definition of "**cerebrovascular accident**" is that given at paragraph 3(b) above.

Basis for determining the factors

- 4. The Repatriation Medical Authority is of the view that there is sound medical-scientific evidence that indicates that **cerebrovascular accident** and **death from cerebrovascular accident** can be related to relevant service rendered by veterans, members of Peacekeeping Forces, or members of the Forces under the VEA, or members under the *Military Rehabilitation and Compensation Act 2004* (the MRCA).

Factors that must be related to service

- 5. Subject to clause 7, at least one of the factors set out in clause 6 must be related to the relevant service rendered by the person.

Factors

- 6. The factor that must as a minimum exist before it can be said that a reasonable hypothesis has been raised connecting **cerebrovascular accident** or **death from cerebrovascular accident** with the circumstances of a person's relevant service is:
 - (a) having hypertension within the ten years before the clinical onset of cerebrovascular accident; or
 - (b) having a hypertensive emergency or crisis at the time of the clinical onset of cerebrovascular accident; or
 - (c) an inability to undertake any physical activity greater than three METs for at least the five years before the clinical onset of cerebrovascular accident; or
 - (d) drinking an average of at least 250 grams of alcohol per week, for at least the one year before the clinical onset of cerebrovascular accident; or
 - (e) binge drinking within the seven days before the clinical onset of cerebrovascular accident; or

-
- (f) having an infection from the specified list, involving the brain, within the four weeks before the clinical onset of cerebrovascular accident; or
 - (g) being infected with human immunodeficiency virus before the clinical onset of cerebrovascular accident; or
 - (h) having an inflammatory connective tissue disease from the specified list, causing cerebral vasculitis, at the time of the clinical onset of cerebrovascular accident; or
 - (i) having primary angiitis of the central nervous system or a systemic vasculitis from the specified list, involving the cerebral vessels, at the time of the clinical onset of cerebrovascular accident; or
 - (j) having a specified non-inflammatory disease of the cerebral vessels at the time of the clinical onset of cerebrovascular accident; or
 - (k) having a haematological disease from the specified list at the time of the clinical onset of cerebrovascular accident; or
 - (l) being pregnant within the six weeks before the clinical onset of cerebrovascular accident; or
 - (m) using a drug or a drug from a class of drugs from the specified list within the 72 hours before the clinical onset of cerebrovascular accident; or
 - (n) being treated with a selective serotonin reuptake inhibitor or another serotonergic drug for at least two weeks, or taking an overdose of an individual serotonergic drug, within the four weeks before the clinical onset of cerebrovascular accident; or
 - (o) using a drug belonging to the non-steroidal anti-inflammatory class of drugs, excluding aspirin, paracetamol and topical non-steroidal anti-inflammatory drugs, for a continuous period of at least 30 days before the clinical onset of cerebrovascular accident, where the last dose of the drug was taken within the seven days before the clinical onset of cerebrovascular accident; or
 - (p) having heat stroke at the time of the clinical onset of cerebrovascular accident; or
 - (q) being envenomated by a snake, scorpion, box jellyfish, bee, hornet or wasp within the three days before the clinical onset of cerebrovascular accident; or
 - (r) having active migraine at the time of the clinical onset of cerebrovascular accident; or
 - (s) being in an atmosphere with a visible tobacco smoke haze in an enclosed space for at least 5 000 hours before the clinical onset of
-

cerebrovascular accident, where the last exposure to that atmosphere occurred within the five years before the clinical onset of cerebrovascular accident; or

- (t) having diabetes mellitus at the time of the clinical onset of cerebrovascular accident; or
- (u) having a cardiac condition with potential to give rise to a cerebral embolus within the four weeks before the clinical onset of cerebrovascular accident; or
- (v) having a non-cardiac cause of cerebral arterial embolism at the time of the clinical onset of cerebrovascular accident; or
- (w) having deep vein thrombosis in the presence of a potential route of paradoxical embolism from the specified list at the time of the clinical onset of cerebrovascular accident; or
- (x) undergoing a procedure from the specified list within the four weeks before the clinical onset of cerebrovascular accident; or
- (y) having septicaemia, or an injury or illness requiring admission to an intensive care unit or artificial ventilation, within the four weeks before the clinical onset of cerebrovascular accident; or
- (z) having a malignant neoplasm, excluding non-melanotic malignant neoplasm of the skin, at the time of the clinical onset of cerebrovascular accident; or
- (aa) having cirrhosis of the liver or chronic liver disease at the time of the clinical onset of cerebrovascular accident; or
- (bb) having chronic renal disease requiring renal transplantation or dialysis before the clinical onset of cerebrovascular accident; or
- (cc) experiencing a moderate to severe traumatic brain injury within the four weeks before the clinical onset of cerebrovascular accident; or
- (dd) being obese for at least five years before the age of 70 years, within the 15 years before the clinical onset of cerebrovascular accident; or
- (ee) for males, having a waist to hip circumference ratio exceeding 1.0 for at least five years before the age of 70 years, within the 15 years before the clinical onset of cerebrovascular accident; or
- (ff) for females, having a waist to hip circumference ratio exceeding 0.9 for at least five years before the age of 70 years, within the 15 years before the clinical onset of cerebrovascular accident; or
- (gg) having clinically active inflammatory bowel disease within the ten years before the clinical onset of cerebrovascular accident; or

-
- (hh) having clinically significant depressive disorder within the one year before the clinical onset of cerebrovascular accident; or
 - (ii) experiencing a category 1A stressor within the four weeks before the clinical onset of cerebrovascular accident; or
 - (jj) experiencing a category 1B stressor within the four weeks before the clinical onset of cerebrovascular accident; or
 - (kk) having panic disorder at the time of the clinical onset of cerebrovascular accident; or
 - (ll) having phobic anxiety with panic attack at the time of the clinical onset of cerebrovascular accident; or
 - (mm) having periodontitis for at least the two years before the clinical onset of cerebrovascular accident; or
 - (nn) an inability to consume an average of at least 100 grams per day of vegetables or fruits, for at least the one year before the clinical onset of cerebrovascular accident; or
 - (oo) consuming an average daily intake of at least 12 grams (200 millimoles) per day of salt (sodium chloride) for at least the six months before the clinical onset of cerebrovascular accident; or
 - (ooa) having infection with severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2) within the three months before the clinical onset of cerebrovascular accident; or

Note: SARS-CoV-2 is the virus which causes coronavirus disease 2019 (COVID-19).

- (pp) for cerebral ischaemia only:
 - (i) having an upper respiratory tract infection at the time of the clinical onset of cerebrovascular accident; or
 - (ii) where smoking has not ceased before the clinical onset of cerebrovascular accident:
 - A. smoking an average of at least five cigarettes per day, or the equivalent thereof in other tobacco products, for at least the one year before the clinical onset of cerebrovascular accident; or
 - B. smoking at least one half of a pack-year of cigarettes, or the equivalent thereof in other tobacco products, before the clinical onset of cerebrovascular accident; or
 - (iii) where smoking has ceased before the clinical onset of cerebrovascular accident:

-
- A. smoking at least one pack-year but less than five pack-years of cigarettes, or the equivalent thereof in other tobacco products, before the clinical onset of cerebrovascular accident, and the clinical onset of cerebrovascular accident has occurred within ten years of smoking cessation; or
 - B. smoking at least five pack-years but less than ten pack-years of cigarettes, or the equivalent thereof in other tobacco products, before the clinical onset of cerebrovascular accident, and the clinical onset of cerebrovascular accident has occurred within 20 years of smoking cessation; or
 - C. smoking at least ten pack-years of cigarettes, or the equivalent thereof in other tobacco products, before the clinical onset of cerebrovascular accident; or
- (iv) having dyslipidaemia before the age of 70 years, within the twenty years before the clinical onset of cerebrovascular accident; or
 - (v) being treated with intravenous immunoglobulin within the 72 hours before the clinical onset of cerebrovascular accident; or
 - (vi) ingesting a combined oral contraceptive pill for a continuous period of at least the 21 days before the clinical onset of cerebrovascular accident; or
 - (vii) for postmenopausal females only, receiving hormone replacement therapy for a continuous period of at least 21 days within the five years before the clinical onset of cerebrovascular accident; or
 - (viii) being treated with tamoxifen for a continuous period of at least the 21 days before the clinical onset of cerebrovascular accident; or
 - (ix) having carotid arterial disease, or occlusion or stenosis of the vertebral artery, basilar artery, aortic arch or ascending aorta due to atherosclerosis, dissection or other pathological process involving that artery, at the time of the clinical onset of cerebrovascular accident; or
 - (x) having a subarachnoid haemorrhage within the two weeks before the clinical onset of cerebrovascular accident; or
 - (xi) having a hypercoagulable state as specified at the time of the clinical onset of cerebrovascular accident; or
-

-
- (xii) experiencing an acute hypotensive episode within the 24 hours before the clinical onset of cerebrovascular accident; or
 - (xiii) having sleep apnoea at the time of the clinical onset of cerebrovascular accident; or
 - (xiv) undergoing a course of therapeutic radiation for cancer, where the head, neck or mediastinum was in the field of radiation, before the clinical onset of cerebrovascular accident; or
 - (xv) having received a cumulative equivalent dose of at least 0.5 sievert of ionising radiation to the head, neck or mediastinum before the clinical onset of cerebrovascular accident; or
 - (xvi) having hyperhomocysteinaemia at the time of the clinical onset of cerebrovascular accident; or
 - (xvii) having trauma to the neck or the base of the skull within the four weeks before the clinical onset of cerebrovascular accident; or
 - (xviii) inhaling ambient polluted air as specified, for a cumulative period of at least 100 hours, within the seven days before the clinical onset of cerebrovascular accident; or
- (qq) for intracerebral haemorrhage only:
- (i) where smoking has not ceased before the clinical onset of cerebrovascular accident:
 - A. smoking an average of at least ten cigarettes per day, or the equivalent thereof in other tobacco products, for at least the one year before the clinical onset of cerebrovascular accident; or
 - B. smoking at least one pack-year of cigarettes, or the equivalent thereof in other tobacco products, before the clinical onset of cerebrovascular accident; or
 - (ii) where smoking has ceased before the clinical onset of cerebrovascular accident:
 - A. smoking at least one pack-year but less than ten pack-years of cigarettes, or the equivalent thereof in other tobacco products, before the clinical onset of cerebrovascular accident, and the clinical onset of cerebrovascular accident has occurred within ten years of smoking cessation; or
 - B. smoking at least ten pack-years of cigarettes, or the equivalent thereof in other tobacco products, before the clinical onset of cerebrovascular accident, and the clinical
-

-
- onset of cerebrovascular accident has occurred within 20 years of smoking cessation; or
- (iii) having a lipid profile as specified before the age of 70 years, within the ten years before the clinical onset of cerebrovascular accident; or
 - (iv) undergoing anticoagulant therapy at the time of the clinical onset of cerebrovascular accident; or
 - (v) taking a specified drug on at least three days per week for a continuous period of at least four weeks before the clinical onset of cerebrovascular accident, where the last dose of the specified drug was taken within the seven days before the clinical onset of cerebrovascular accident; or
 - (vi) undergoing thrombolytic therapy at the time of the clinical onset of cerebrovascular accident; or
 - (vii) having a haematological disorder from the specified list of haematological disorders that are associated with an excessive bleeding tendency, at the time of the clinical onset of cerebrovascular accident; or
 - (viii) bleeding of an intracerebral space occupying lesion at the time of the clinical onset of cerebrovascular accident; or
 - (ix) bleeding from a cerebral aneurysm or a cerebral vascular malformation at the time of the clinical onset of cerebrovascular accident; or
 - (x) being underweight for at least five years before the age of 70 years, within the ten years before the clinical onset of cerebrovascular accident; or
- (rr) inability to obtain appropriate clinical management for cerebrovascular accident.

Factors that apply only to material contribution or aggravation

7. Paragraph 6(rr) applies only to material contribution to, or aggravation of, cerebrovascular accident where the person's cerebrovascular accident was suffered or contracted before or during (but not arising out of) the person's relevant service.

Inclusion of Statements of Principles

8. In this Statement of Principles if a relevant factor applies and that factor includes an injury or disease in respect of which there is a Statement of Principles then the factors in that last mentioned Statement of Principles apply in accordance with the terms of that Statement of Principles as in force from time to time.

Other definitions

9. For the purposes of this Statement of Principles:

"a cardiac condition with potential to give rise to a cerebral embolus" means:

- (a) a prosthetic mitral or aortic valve;
- (b) acute myocardial infarction;
- (c) atrial fibrillation and atrial flutter;
- (d) atrial septal aneurysm;
- (e) calcification of the mitral or aortic valve;
- (f) cardiac hydatid cysts;
- (g) cardiomyopathy;
- (h) congestive cardiac failure;
- (i) endocarditis;
- (j) ischaemic, valvular, arrhythmogenic and hypertensive cardiomyopathy;
- (k) Lambl's excrescences of the mitral or aortic valve;
- (l) left atrial aneurysm or dilatation;
- (m) left ventricular aneurysm;
- (n) left ventricular dyskinesia;
- (o) mitral valve prolapse;
- (p) primary or secondary cardiac tumours;
- (q) regurgitation of the mitral or aortic valve;
- (r) rheumatic heart disease;
- (s) sick sinus syndrome;
- (t) stenosis of the mitral or aortic valve;
- (u) thrombus within the left atrium or left ventricle; or
- (v) valvulitis of the mitral or aortic valve;

"a category 1A stressor" means one of the following severe traumatic events:

- (a) experiencing a life-threatening event;
- (b) being subject to a serious physical attack or assault including rape and sexual molestation; or
- (c) being threatened with a weapon, being held captive, being kidnapped, or being tortured;

"a category 1B stressor" means one of the following severe traumatic events:

-
- (a) killing or maiming a person;
 - (b) being an eyewitness to a person being killed or critically injured;
 - (c) being an eyewitness to atrocities inflicted on another person;
 - (d) participating in the clearance of a corpse or a critically injured casualty; or
 - (e) viewing a corpse or a critically injured casualty as an eyewitness;

"a corpse" means the human remains or body parts of one or more persons who have met a violent or horrific death;

Note: Examples of a violent or horrific death may include death due to suicide, gunshot, improvised explosive devices, natural and technological disasters, terrorist attacks or motor vehicle accidents. Seeing a closed body bag or viewing a body in an open-casket coffin are excluded from this definition.

"a drug or a drug from a class of drugs from the specified list" means:

- (a) amphetamines and amphetamine-type substances, excluding methylphenidate;
- (b) anabolic-androgenic steroids;
- (c) cocaine;
- (d) D-lysergic acid diethylamide (LSD);
- (e) heroin;
- (f) marijuana; or
- (g) phencyclidine (angel dust);

"a haematological disease from the specified list" means:

- a) thrombotic thrombocytopenic purpura; or
- b) sickle cell disease or sickle cell trait;

"a haematological disorder from the specified list of haematological disorders that are associated with an excessive bleeding tendency" means:

- (a) aplastic anaemia;
- (b) idiopathic thrombocytopenic purpura;
- (c) disseminated intravascular coagulation;
- (d) essential thrombocythaemia;
- (e) Hodgkin's lymphoma;
- (f) inherited or acquired coagulation protein disorder, including haemophilia;
- (g) leukaemia;
- (h) myeloma;
- (i) non-Hodgkin's lymphoma;
- (j) post-transfusion purpura;
- (k) qualitative platelet defects associated with coagulation defect;
- (l) thrombocytopenia; or
- (m) Vitamin K deficiency;

"a hypercoagulable state as specified" means:

- (a) acquired activated protein C resistance;
- (b) acquired antithrombin III deficiency;
- (c) acquired dysfibrinogenaemia;
- (d) acquired protein C deficiency;
- (e) acquired protein S deficiency;
- (f) antiphospholipid antibody syndrome;
- (g) aplastic anaemia;
- (h) disseminated intravascular coagulation;
- (i) haemolytic uraemic syndrome;
- (j) heparin-induced thrombocytopaenia;
- (k) hyperfibrinogenaemia;
- (l) hyperproteinaemia;
- (m) hyperviscosity syndrome;
- (n) chronic idiopathic thrombocytopaenic purpura;
- (o) myeloma;
- (p) myeloproliferative disease;
- (q) nephrotic syndrome;
- (r) paroxysmal nocturnal haemoglobinuria; or
- (s) thrombocytosis;

"a hypertensive emergency or crisis", also known as malignant hypertension, means a sudden and severe increase in blood pressure to a diastolic blood pressure greater than or equal to 120 mm Hg or a systolic blood pressure greater than or equal to 180 mm Hg, or of a sufficient degree to cause acute impairment to one or more organ systems;

"a lipid profile as specified" means evidence of a persistently abnormal lipid profile after the accurate evaluation of serum lipids following a 12 hour overnight fast, and estimated on a minimum of two occasions as:

- (a) a total cholesterol level less than or equal to 4.5 millimoles per litre (mmol/L);
- (b) a low density lipoprotein cholesterol level less than 1.5 mmol/L; or
- (c) a high density lipoprotein cholesterol level greater than or equal to 1.5 mmol/L;

"a non-cardiac cause of cerebral arterial embolism" means:

- (a) aortic arch atherosclerosis;
- (b) decompression sickness;
- (c) pulmonary barotrauma;
- (d) severe bone trauma; or
- (e) thrombus formation within the pulmonary vein, or arteries supplying the affected area of the brain;

"a potential route of paradoxical embolism from the specified list" means:

-
- (a) atrial septal defect;
 - (b) patent foramen ovale;
 - (c) pulmonary arteriovenous fistula; or
 - (d) ventricular septal defect;

"a procedure from the specified list" means:

- (a) cardiac surgery or cardiac catheterisation;
- (b) catheterisation of or injection into the arteries supplying the brain;
- (c) major surgical procedure involving general or regional anaesthesia, including orthopaedic surgery or neurosurgery; or
- (d) surgery involving the arteries supplying the brain, including carotid endarterectomy;

"a specified drug" means:

- (a) aspirin;
- (b) clopidogrel; or
- (c) ticlopidine;

"a specified non-inflammatory disease of the cerebral vessels" means:

- (a) cerebral amyloid angiopathy;
- (b) cerebral arteriolosclerosis (fibrinoid necrosis, lipohyalinosis, microatheroma microaneurysms, segmental arterial disorganisation);
- (c) cerebral venous thrombosis;
- (d) Moyamoya disease;
- (e) Susac's syndrome (retinocochleocerebral vasculopathy); or
- (f) Sneddon's syndrome;

"a systemic vasculitis from the specified list" means:

- (a) Behcet's disease;
- (b) eosinophilic granulomatosis with polyangiitis (Churg Straus syndrome);
- (c) giant cell (temporal) arteritis;
- (d) Henoch-Schönlein purpura;
- (e) mucocutaneous lymph node syndrome (Kawasaki disease);
- (f) microscopic polyangiitis;
- (g) polyarteritis nodosa;
- (h) Takayasu's arteritis;
- (i) thromboangiitis obliterans (Buerger's disease); or
- (j) Wegener's granulomatosis;

"alcohol" is measured by the alcohol consumption calculations utilising the Australian Standard of ten grams of alcohol per standard alcoholic drink;

"ambient polluted air as specified" means air with (annual average) levels of:

- (a) particulates with an aerodynamic diameter $<2.5 \mu\text{m}$ (PM_{2.5}) exceeding $30 \mu\text{g}/\text{m}^3$; or
- (b) particulates with an aerodynamic diameter $<10 \mu\text{m}$ (PM₁₀) exceeding $150 \mu\text{g}/\text{m}^3$;

"an acute hypotensive episode" means a sudden drop in blood pressure of a sufficient degree to cause cerebral hypoperfusion;

"an eyewitness" means a person who experiences an incident first hand and can give direct evidence of it. This excludes persons exposed only to public broadcasting or mass media coverage of the incident;

"an infection from the specified list" means:

- (a) cerebral abscess;
- (b) cerebral helminthic infection (cysticercosis, schistosomiasis, sparganosis);
- (c) cerebral malaria;
- (d) encephalitis;
- (e) infectious vasculitis;
- (f) intracerebral fungal infection (aspergillosis, coccidioidomycosis, Cryptococcus, histoplasmosis or mucormycosis);
- (g) meningitis (syphilis, tuberculosis, fungal, bacterial, herpes zoster);
- (h) neurosyphilis;
- (i) tuberculosis; or
- (j) Varicella-zoster virus infection;

"an inflammatory connective tissue disease from the specified list" means:

- (a) ankylosing spondylitis;
- (b) dermatomyositis;
- (c) inclusion body myositis;
- (d) polymyositis;
- (e) rheumatoid arthritis;
- (f) scleroderma (progressive systemic sclerosis);
- (g) Sjogren's syndrome; or
- (h) systemic lupus erythematosus;

"an intracerebral space occupying lesion" means one of the following entities occupying a delimited area within the brain:

- (a) abscess;
- (b) cyst;
- (c) neoplasm; or
- (d) tuberculoma;

"anticoagulant therapy" means therapeutic administration of a pharmacological agent which suppresses, delays or attenuates blood coagulation (such as heparin, warfarin or dicumarol), but excludes antiplatelet therapy (such as aspirin, clopidogrel, ticlopidine or monoclonal antibodies and recombinant and chemically synthesised peptides that block platelet adhesion or aggregation);

"being obese" means having a Body Mass Index (BMI) of 30 or greater.

The $BMI = W/H^2$ and where:

W is the person's weight in kilograms; and

H is the person's height in metres;

"being underweight" means having a Body Mass Index (BMI) of 18.5 or less;

"binge drinking" means drinking an excessive amount of alcohol in a short amount of time, resulting in a blood alcohol concentration exceeding 0.08 (8 grams/100 millilitres). This typically involves the consumption of four or more standard alcoholic drinks for a woman or five or more standard alcoholic drinks for a man within a two hour time period;

"cerebral ischaemia" means a reduction or interruption of blood supply to an area of the cerebrum, diencephalon, brain stem or cerebellum, leading to dysfunction of the brain tissue in that area; and which presents as an ischaemic stroke, transient symptoms with infarction, or transient ischaemic attack;

"chronic liver disease" means progressive destruction of the liver parenchyma resulting in abnormal liver function which has been present for at least six months;

"cigarettes per day, or the equivalent thereof in other tobacco products" means either cigarettes, pipe tobacco or cigars, alone or in any combination where one tailor-made cigarette approximates one gram of tobacco; or one gram of cigar, pipe or other smoking tobacco;

"clinically significant" means sufficient to warrant ongoing management, which may involve regular visits (for example, at least monthly), to a psychiatrist, counsellor or general practitioner;

"cumulative equivalent dose" means the total dose of ionising radiation received by the particular organ or tissue from external exposure, internal exposure or both, apart from normal background radiation exposure in Australia, calculated in accordance with the methodology set out in *Guide to calculation of 'cumulative equivalent dose' for the purpose of applying ionising radiation factors contained in Statements of Principles determined under Part XIA of the Veterans' Entitlements Act 1986 (Cth)*, Australian

Radiation Protection and Nuclear Safety Agency, as in force on 2 August 2017;

Note 1: Examples of circumstances that might lead to exposure to ionising radiation include being present during or subsequent to the testing or use of nuclear weapons, undergoing diagnostic or therapeutic medical procedures involving ionising radiation, and being a member of an aircrew, leading to increased levels of exposure to cosmic radiation.

Note 2: For the purpose of dose reconstruction, dose is calculated as an average over the mass of a specific tissue or organ. If a tissue is exposed to multiple sources of ionising radiation, the various dose estimates for each type of radiation must be combined.

"death from cerebrovascular accident" in relation to a person includes death from a terminal event or condition that was contributed to by the person's cerebrovascular accident;

"DSM-5" means the American Psychiatric Association: *Diagnostic and Statistical Manual of Mental Disorders*, Fifth Edition. Arlington, VA, American Psychiatric Association, 2013;

"dyslipidaemia" generally means evidence of a persistently abnormal lipid profile after the accurate evaluation of serum lipids following a 12 hour overnight fast, and estimated on a minimum of two occasions as:

- (a) a total cholesterol level greater than or equal to 5.5 millimoles per litre (mmol/L);
- (b) a triglyceride level greater than or equal to 2.0 mmol/L; or
- (c) a high density lipoprotein cholesterol level less than 1.0 mmol/L;

"having active migraine" means having at least one migraine headache per year;

"heat stroke" means central nervous system and multiple organ dysfunction from complications of hyperthermia;

"hormone replacement therapy" means administration of oestrogen preparations often in combination with progesterone to offset a hormone deficiency following surgically induced or naturally occurring menopause;

"hyperhomocysteinaemia" means a condition characterised by an excess of homocysteine in the blood;

"ICD-10-AM code" means a number assigned to a particular kind of injury or disease in The International Statistical Classification of Diseases and Related Health Problems, 10th Revision, Australian Modification (ICD-10-AM), Eighth Edition, effective date of 1 July 2013, copyrighted by the Independent Hospital Pricing Authority, and having ISBN 978-1-74128-213-9;

"intracerebral haemorrhage", also known as haemorrhagic stroke, means bleeding within the ventricles or parenchyma of the cerebrum, diencephalon, brain stem or cerebellum, including haemorrhagic transformation of cerebral

ischaemia, and excludes extra-axial haemorrhage (epidural, subdural and subarachnoid haemorrhage);

"MET" means a unit of measurement of the level of physical exertion. 1 MET = 3.5 ml of oxygen/kg of body weight per minute, or 1.0 kcal/kg of body weight per hour, or resting metabolic rate;

"nephrotic syndrome" means a kidney disease characterised by massive proteinuria with varying degrees of oedema, hypoalbuminaemia, lipiduria and hyperlipidaemia;

"pack-year of cigarettes, or the equivalent thereof in other tobacco products" means a calculation of consumption where one pack-year of cigarettes equals twenty tailor-made cigarettes per day for a period of one calendar year, or 7 300 cigarettes. One tailor-made cigarette approximates one gram of tobacco or one gram of cigar or pipe tobacco by weight. One pack-year of tailor-made cigarettes equates to 7.3 kilograms of smoking tobacco by weight. Tobacco products mean cigarettes, pipe tobacco or cigars, smoked alone or in any combination;

"phobic anxiety" means a psychiatric condition which significantly limits an individual's normal routine, occupational and social activities by excessive or unreasonable persistent fears brought on by the presence or anticipation of certain situations or objects. The exposure to the stimulus invariably provokes an immediate anxiety response such as a panic attack and the response is recognised as being excessive or unreasonable by the affected individual. This definition includes the diagnoses agoraphobia, social anxiety disorder (social phobia) or a specific phobia, as derived from DSM-5;

"relevant service" means:

- (a) operational service under the VEA;
- (b) peacekeeping service under the VEA;
- (c) hazardous service under the VEA;
- (d) British nuclear test defence service under the VEA;
- (e) warlike service under the MRCA; or
- (f) non-warlike service under the MRCA;

"terminal event" means the proximate or ultimate cause of death and includes:

- (a) pneumonia;
- (b) respiratory failure;
- (c) cardiac arrest;
- (d) circulatory failure; or
- (e) cessation of brain function;

"thrombolytic therapy" means therapeutic administration of a pharmacological agent in order to dissolve a thrombus, retard fibrin deposition

on established thrombi or prevent the formation of new thrombi, and includes agents such as streptokinase, urokinase, tissue plasminogen activator, pro-urokinase, acyl-SK-plasminogen, anistreplase, alteplase, defibrotide, duteplase, lanoteplase, monteplase, nasaruplase, saruplase, staphylokinase or reteplase;

"trauma to the neck or the base of the skull" means:

- (a) a non-penetrating injury, involving extension, rotation, hyperflexion or compression of the neck;
- (b) a penetrating injury to the neck or the base of the skull;
- (c) an injury resulting in fracture or dislocation of the cervical spine; or
- (d) foreign body penetration or blunt injury of an artery within the head, neck or chest.

Application

- 10.** This Instrument applies to all matters to which section 120A of the VEA or section 338 of the MRCA applies.

Date of effect

- 11.** This Instrument takes effect from 1 June 2015.

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 the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

Endnote 2—Abbreviation key

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

Endnote 3—Legislation history

Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
<i>Statement of Principles concerning cerebrovascular accident No. 65 of 2015</i>	7 May 2015 F2015L00652	1 June 2015	
<i>Veterans' Entitlements (Statements of Principles—Cumulative Equivalent Dose) Amendment Determination 2017 (No. 58 of 2017)</i>	22 August 2017 F2017L01067	18 September 2017	
<i>Veterans' Entitlements (Statements of Principles—Category 1B Stressor) Amendment Determination 2018 (No. 87 of 2018)</i>	28 August 2018 F2018L01188	24 September 2018	
<i>Amendment Statement of Principles concerning cerebrovascular accident No. 53 of 2021</i>	27 April 2021 F2021L00495	24 May 2021	

Endnote 4—Amendment history

Endnote 4—Amendment history

Provision affected	How affected
Clause 2(a).....	rep LA s 48C
Clause 9 "cumulative equivalent dose".....'	rs. No. 58 of 2017
Clause 9 "a category 1B stressor".....'	rs. No. 87 of 2018
Clause 9 "an eyewitness".....'	rs. No. 87 of 2018
Clause 9 "a corpse"....'	ad. No. 87 of 2018
Clause 6(ooa).....	ad No. 53 of 2021