

States Grants (Nursing Homes)

No. 51 of 1969

An Act to grant Financial Assistance to the States in relation to Nursing Homes for Aged Persons.

[Assented to 14 June 1969]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

1. This Act may be cited as the *States Grants (Nursing Homes) Act* 1969. Short title.

2. This Act shall come into operation on the day on which it receives the Royal Assent. Commencement.

3.—(1.) In this Act, unless the contrary intention appears— Interpretation.

“approved nursing home” means a nursing home that the Minister is satisfied is or will be conducted as a public nursing home to provide nursing home care wholly or mainly for aged persons of limited means;

“nursing home” and “nursing home care” have the same meanings, respectively, as in the *National Health Act* 1953–1968;

“proprietor”, in relation to an approved nursing home, means the authority or body of persons having the conduct of the nursing home or, in the case of a nursing home that is proposed to be

erected, the authority or body of persons that will have the conduct of that nursing home when it is erected.

(2.) A reference in this Act to a nursing home includes a reference to a nursing home that is proposed to be erected.

(3.) A reference in this Act to the erection of a nursing home includes a reference to the acquisition, alteration or extension of existing premises for use as a nursing home.

(4.) A reference in this Act to an amount being expended for or in connexion with the erection of an approved nursing home shall, unless the contrary intention appears, be read as a reference to an amount being expended as referred to in the next succeeding section.

Grant of financial assistance.

4. Subject to this Act, where a State has expended, during the period commencing on the first day of July, One thousand nine hundred and sixty-nine and ending on the thirtieth day of June, One thousand nine hundred and seventy-four, an amount for or in connexion with the erection of an approved nursing home, there is payable to that State, by way of financial assistance, an amount equal to one-half of the amount so expended.

Maximum amount of financial assistance.

5. The amount, or the total of the amounts, paid to a State under this Act shall not exceed the amount shown in the following table opposite to the name of the State:—

				\$
New South Wales	..	..	..	1,813,000
Victoria	..	..	..	1,374,000
Queensland	..	..	..	717,000
South Australia	..	..	..	465,000
Western Australia	..	..	..	381,000
Tasmania	..	..	..	250,000
				5,000,000
				5,000,000

Amounts not payable unless a certificate has been furnished.

6. A State is not entitled to financial assistance under this Act in relation to the expenditure of an amount by the State unless the State has furnished to the Minister—

- (a) a statement in respect of that amount, in a form approved by the Minister, accompanied by a certificate of the Auditor-General of the State certifying that that amount was expended as referred to in section 4 of this Act; and
- (b) such further information, if any, as the Minister requires in respect of that expenditure.

7. For the purposes of this Act, an amount shall not be taken to have been expended for or in connexion with the erection of an approved nursing home unless—

Expenditure for purposes of this Act.

- (a) the amount has been expended for or in connexion with—
 - (i) the acquisition of a building (including the land on which the building is erected) to be used for the purposes of an approved nursing home;
 - (ii) the erection of a building to be used for the purposes of an approved nursing home, including the acquisition of the land on which the erection of the building takes place; or
 - (iii) the alteration or extension of a building used, or to be used, for the purposes of an approved nursing home;
- (b) where the amount has been expended for or in connexion with the alteration or extension of a building used for the purposes of an approved nursing home—
 - (i) that alteration or extension has resulted in the provision of additional beds for the purpose of providing nursing home care for aged persons; and
 - (ii) the Minister, or a person authorized by the Minister, has determined that that amount is to be regarded as having been expended for or in connexion with the erection of an approved nursing home; and
- (c) the expenditure was incurred with the prior approval of the Minister or of a person authorized by the Minister, by instrument in writing, to give approvals for the purpose of this section.

8. An amount paid by a State to the proprietor of an approved nursing home and expended by that proprietor for or in connexion with the erection of an approved nursing home shall, for the purposes of this Act, be deemed—

Moneys expended by the proprietor of an approved nursing home.

- (a) to have been expended by the State for or in connexion with the erection of an approved nursing home; and
- (b) to have been so expended by the State at the time when that amount was expended by that proprietor.

9. The Minister, or a person authorized by the Minister, by instrument in writing, may determine—

Claims for financial assistance.

- (a) the manner in which claims by a State for payments under this Act may be made; and
- (b) the times at which payments in respect of these claims may be made.

10. Amounts payable to a State under this Act are payable out of the Consolidated Revenue Fund, which is appropriated accordingly.

Appropriation.