

— PART 1 —

DISABILITY SERVICES

DX301

Disability Services Act 1993

Disability Services Amendment Regulations 2017

Made by the deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Disability Services Amendment Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2017.

3. Regulations amended

These regulations amend the *Disability Services Regulations 2004*.

4. Regulation 11 amended

In regulation 11 insert in alphabetical order:

Kimberley-Pilbara area means the area constituted as at 1 July 2017 by the local government districts of Ashburton, Broome, Derby-West Kimberley, East Pilbara, Halls Creek, Karratha, Port Hedland and Wyndam-East Kimberley;

Mandurah-Rockingham area means the area constituted as at 1 July 2017 by the local government districts of Mandurah and Rockingham;

5. Regulation 12 amended

- (1) In regulation 12(1) delete “area and the 2017 expansion area” and insert:

area, the 2017 expansion area, the Kimberley-Pilbara area and the Mandurah-Rockingham area

- (2) In regulation 12(2) to (5) delete “2017.” and insert:

2018.

- (3) After regulation 12(5) insert:

- (6) For the purposes of section 26G(3) of the Act, the trial period for the Kimberley-Pilbara area and the Mandurah-Rockingham area begins on 1 July 2017 and ends on 30 June 2018.

6. Regulation 16 amended

- (1) In regulation 16(1):

- (a) in paragraph (d) delete “area.” and insert:

area; or

- (b) after paragraph (d) insert:

- (e) on 1 July 2017 the person resides in the Kimberley-Pilbara area or the Mandurah-Rockingham area.

- (2) After regulation 16(2)(a)(iv) insert:

- (v) the person starts to reside in the Kimberley-Pilbara area or the Mandurah-Rockingham area at any time after 1 July 2017;

- (3) In regulation 16(3):

- (a) after paragraph (bb) insert:

- (bc) the child is born after 1 July 2017, and at least one of the child’s birth parents who cares for that child resides in the Kimberley-Pilbara area

or the Mandurah-Rockingham area on the day the child is born; or

(b) after paragraph (db) insert:

(dc) at a time after 1 July 2017, the child comes to be in the care of a person who has ongoing parental responsibility for that child and who has resided in the Kimberley-Pilbara area or the Mandurah-Rockingham area since 1 July 2017, and this will be the child's place of residence; or

(c) in paragraph (e)(ii)(I) after "1 January 2017," insert:

or in the Kimberley-Pilbara area or the Mandurah-Rockingham area after 1 July 2017,

7. Schedule 4 amended

In Schedule 4 Division 2:

(a) in item 16 delete:

2 DSC - NDIS/My Way trial sites (My Way)

and insert:

2 DSC - WA NDIS trial sites (WA NDIS)

(b) in the note to item 16 delete "2 (My Way)," and insert:

2 (WA NDIS),

N. HAGLEY, Clerk of the Executive Council.
