



NDIS Quality  
and Safeguards  
Commission

# Consultation paper about law changes



Easy Read

[www.ndiscommission.gov.au](http://www.ndiscommission.gov.au)

# About this consultation paper



This **consultation paper** is about some changes to the law we want to make.



A **consultation paper** helps you understand what we want to do and why.



The law changes will give the **NDIS Quality and Safeguards Commission** more power.

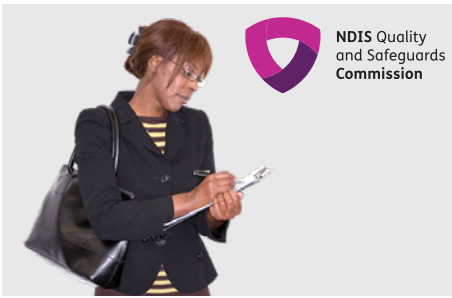
We will say **NDIS commission** for short.



The NDIS commission makes sure **NDIS providers** do a good job.



**NDIS providers** are services that give supports to people with disability.



We want to do law changes so that the NDIS commission can do their job better.



This will help make sure **NDIS participants** get safe and good services.



**NDIS participants** are people with disability who get NDIS money.



We want to hear what people think about

- The law changes we want to make
- What would make the NDIS better.

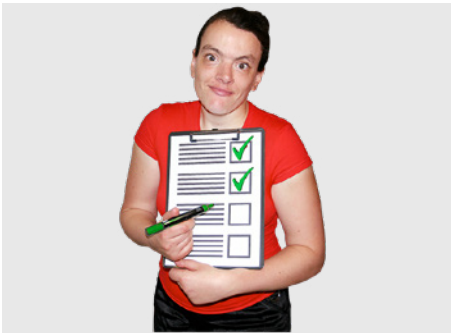
# Why we need law changes



The **Disability Royal Commission** looked into the big issues for people with disability.



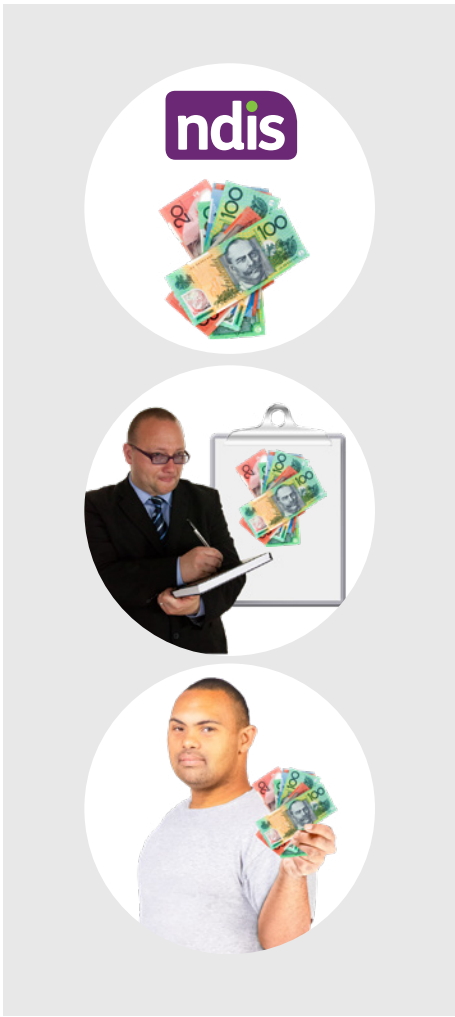
They found out that many things must get better to keep people with disability safe.



The Australian Government already made changes to the **NDIS Act**.

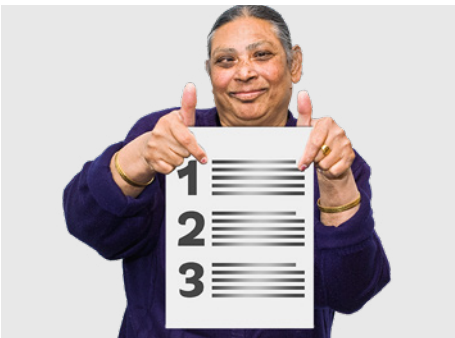


The **NDIS Act** has all the rules about the NDIS.



It is now more clear

- Who can get NDIS money
- How the NDIS decides who gets money
- What people can use their NDIS money for.



There will be more changes to help keep people safe when they use NDIS providers.



This is because some NDIS providers do not treat NDIS participants the way they should.

If the NDIS commission has more power they can have better ways to



- Check what NDIS providers are doing

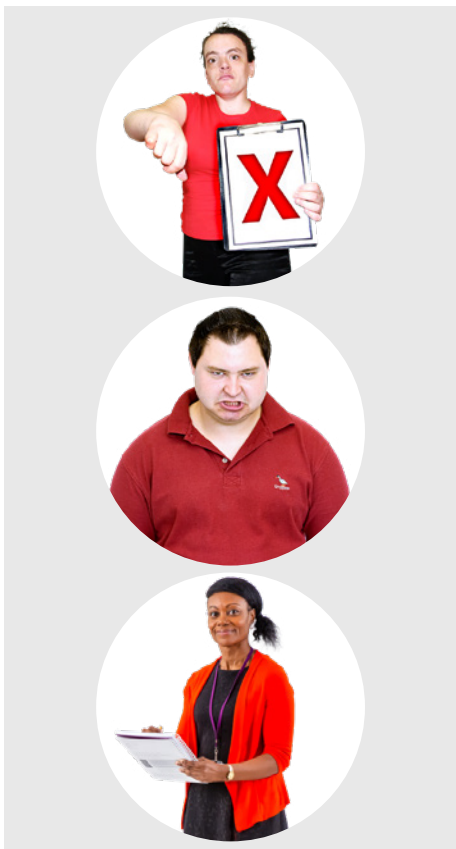


- Deal with NDIS providers that do wrong or bad things



- Stop NDIS providers from doing something wrong.

## 3 big areas



There are 3 big areas where we want to make changes to the law

1. Bigger **penalties** for breaking the rules

2. Stop people who do wrong things from working in the NDIS

3. The NDIS Commission gets the information they need from NDIS providers



A **penalty** is what happens when someone does not follow the rules like getting a fine.



We will talk about each area next and what law changes we want.



# 1. Bigger penalties for breaking the rules



We want to have bigger penalties for providers and people who break the NDIS rules.



There are 5 law changes we want to do for this area.

## Law change 1



We want the bosses of NDIS providers to make sure their staff follow the NDIS rules.



If the bosses do not do that they must pay a fine.



## Law change 2



NDIS providers must give services and supports in ways that do not hurt people.



The NDIS provider must pay a fine if they give any services or supports that are not safe.

## Law change 3



We want to make sure that NDIS providers and staff who break the NDIS rules

- Have to pay bigger fines than now
- Might have to go to jail.



This will help make sure NDIS providers and staff take NDIS rules more seriously.

We want bigger fines for things like



- Not giving information to the NDIS commission



- Giving wrong information to the NDIS commission



- Breaking the rules about how information can be used or shared.

Staff at NDIS providers might have to go to jail for things like



- Breaking the rules when they become a NDIS provider



- Giving services and supports they are not allowed to give.

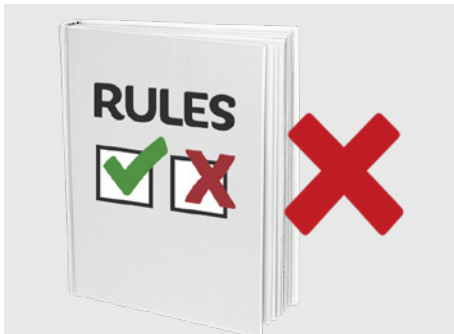


Staff at NDIS providers might have to go to jail if they do not stick to the **banning order**.



A **banning order** is when a NDIS provider is not allowed to give NDIS supports anymore.

## Law change 4



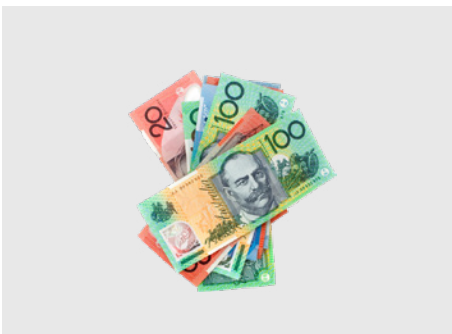
Some providers tell people about services and supports that do not follow the NDIS rules.



They try to get NDIS participants to use their NDIS money for these services or supports.



We want to stop providers from trying to get people to use these services.

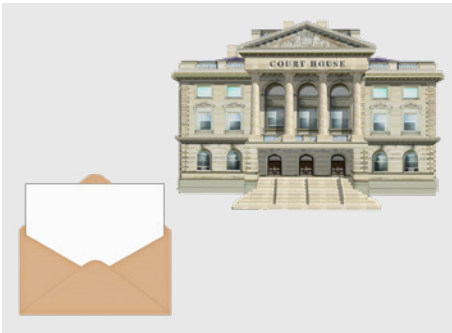


If the provider still does it they have to pay a fine.

## Law change 5



The new law will make it easier for the NDIS commission to give information to a court.



The new law will make it ok for the NDIS commission to send a special letter to the court.



This letter will be instead of having to go to court.



The letter will tell the court all the things they need to know.

## 2. Stop bad people from working in the NDIS

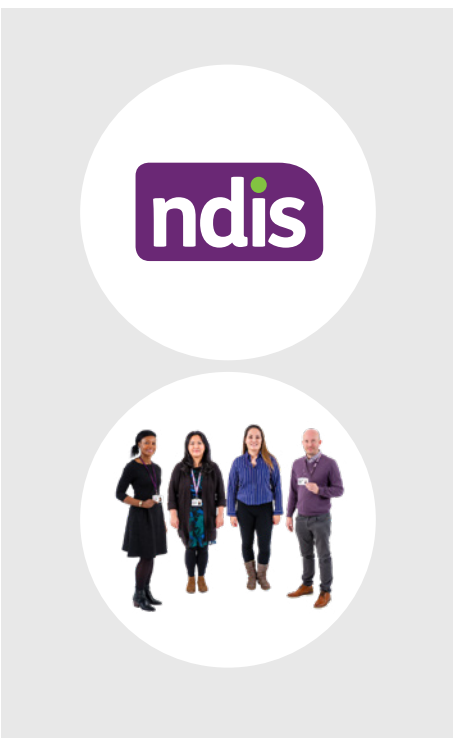


There is 1 law change we want to do for this area.

### Law change 6



Banning orders help us keep bad providers and staff out of the NDIS.



Right now the only people who can get a banning order are people that are or were

- NDIS providers
- Staff at NDIS providers.



We want to add more people to the list of who can get a banning order.



This might be people who give advice to NDIS providers.



### 3. The NDIS commission gets the information it needs from NDIS providers



We want to make it easier and faster for the NDIS commission to get information they need.

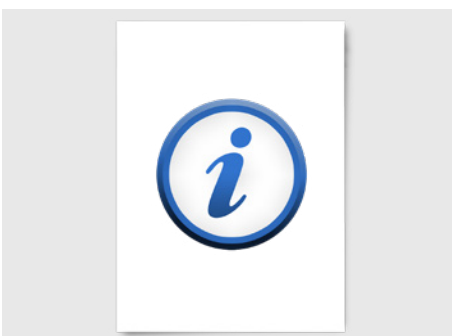


There are 4 law changes we want to do for this area.

#### Law change 7

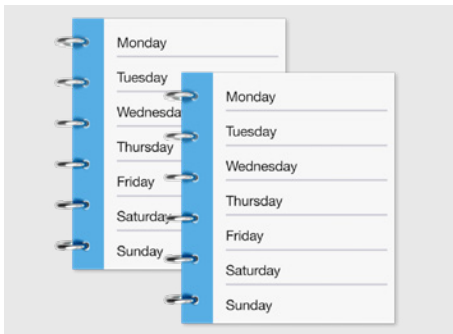


If the NDIS commission asks for information the NDIS providers must give it to them.

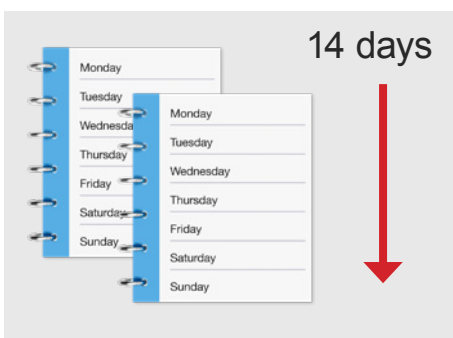


That means any kind of information they have.

## Law change 8

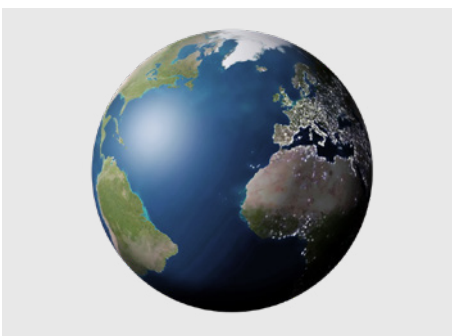


Right now NDIS providers have 14 days to give information to the NDIS commission.



We want to make it faster than 14 days.

## Law change 9



Some NDIS providers keep their information in other countries.



This might be information about their NDIS participants or their services.



We want them to keep all information in Australia.



This will also make it faster for them to give information to the NDIS commission.

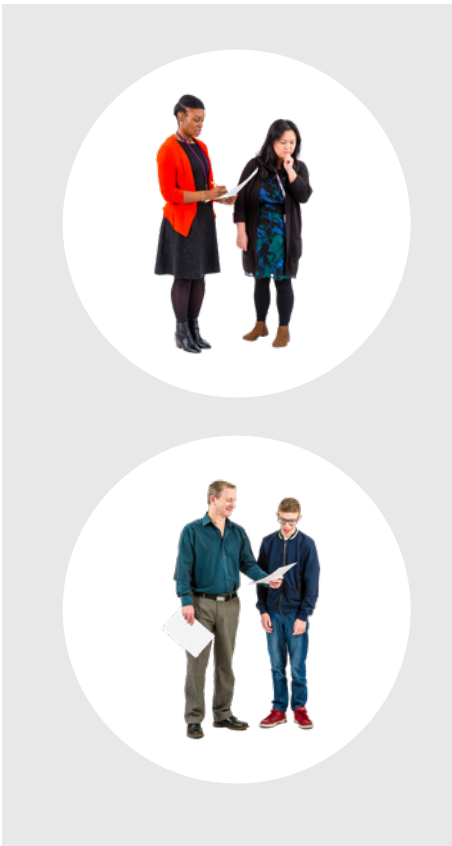
## Law change 10



The NDIS commission has to keep some information about people.



Only the Minister can make laws about what the NDIS commission can do with the information.



This might be

- Who the NDIS commission can give the information to
- When the NDIS commission can share the information.



We want the **NDIS commissioner** to also be able to make that law.

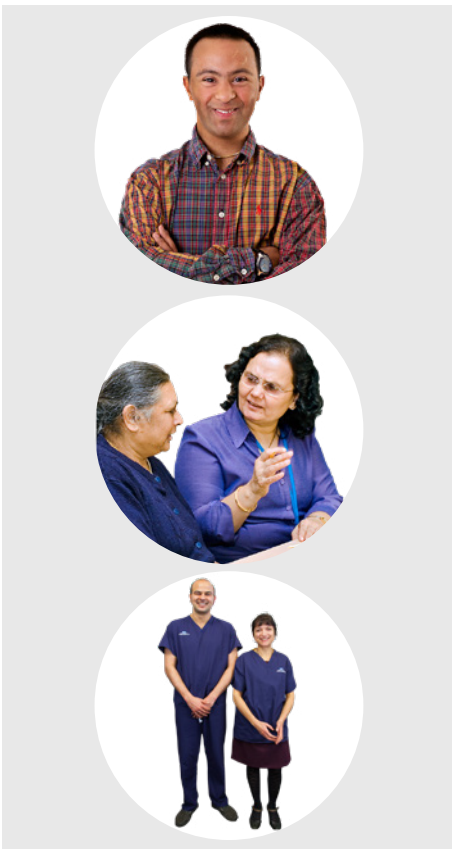


The **NDIS commissioner** is the boss of the NDIS Commission.

# Tell us what you think



We want to hear what you think about the law changes we want to make.



We want to hear from lots of different people like

- NDIS participants
- Advocates
- NDIS providers.



To tell us what you think you can send an email to

**[consultation@ndiscommission.gov.au](mailto:consultation@ndiscommission.gov.au)**



You can also fill in a **survey** on our website.



A **survey** has questions we would like you to answer.



The survey is not in Easy Read.

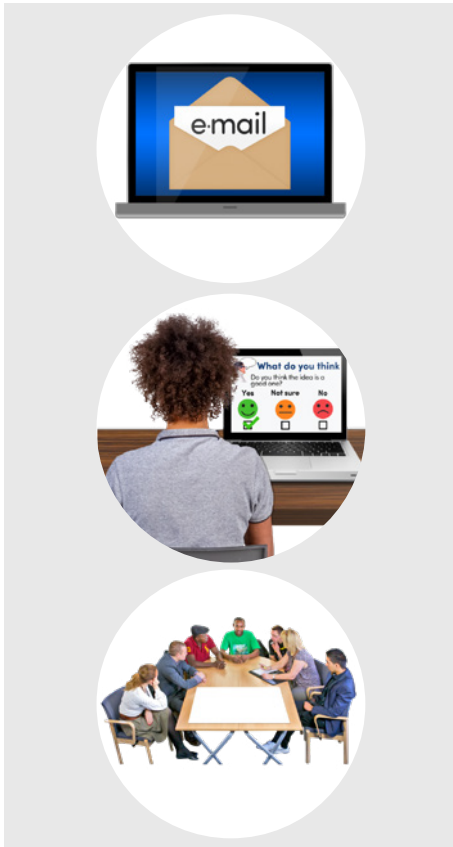
You can ask someone to support you to fill it in.



You can also join our **roundtables** in November or December.

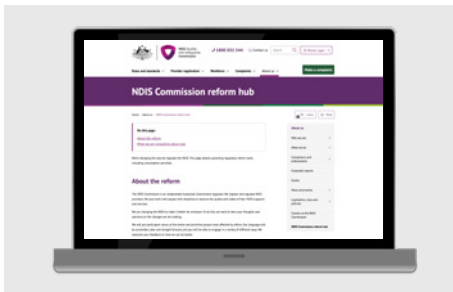


A **roundtable** is a big meeting where we talk about the law changes.



You can go to our website for more information about

- Until when you can send us an email
- The survey
- The roundtables.



To look at our website go to

**[www.ndiscommission.gov.au/about-us/  
ndis-commission-reform-hub](http://www.ndiscommission.gov.au/about-us/ndis-commission-reform-hub)**

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