

Schedule E:

Bilateral Agreement for  
NDIS Launch between the Commonwealth and  
Australian Capital Territory

**BILATERAL SCHEDULE E – ACT****PART 1 — PARTIES TO THIS AGREEMENT**

---

1. This Agreement is between the Commonwealth of Australia (the Commonwealth) and the Government of the Australian Capital Territory (ACT).

**PART 2 — ROLE AND PURPOSE**

---

**Role and purpose of this Agreement**

1. This Agreement provides the foundation for a National Disability Insurance Scheme (NDIS) launch site in the Australian Capital Territory. It outlines how the NDIS is expected to operate in the launch site, including the respective roles and responsibilities of the Commonwealth and ACT. It takes account of ACT departments' roles as funder, regulator and service provider.
2. This Agreement has been prepared in the absence of the final NDIS legislation, and in parallel with the Intergovernmental Agreement for the NDIS Launch. ACT has entered into this Agreement to permit the effective implementation of the NDIS in the ACT. Consistent with paragraph 129 of the Intergovernmental Agreement for NDIS launch this Agreement may be amended at any time by agreement in writing by the Parties.

**Launch Site Aims**

3. In addition to the objectives of the NDIS launch outlined in the Intergovernmental Agreement for the NDIS launch and the NDIS 2012 Bill, as enacted into the legislation, the ACT launch site will have the following further specific launch aims:
  - a. to fully roll out for all eligible clients resident in the ACT;
  - b. to transition the disability sector, including people with a disability, their families and carers, and service providers to an NDIS by the conclusion of the launch;
  - c. to assess the impacts on Tier 3, Tier 2 and mainstream services of the ACT; and
  - d. to build greater capacity within the disability sector servicing the ACT.

**PART 3 – NATIONAL DISABILITY INSURANCE SCHEME – FIRST STAGE**

---

**Features of the ACT launch site**

4. The first stage of the NDIS will operate in the ACT.
5. A total of around 5,000 people are expected to benefit from the launch of the NDIS in the ACT during the first stage as set out in Appendix A.

**Areas of agreement for launch**

6. The first stage of the NDIS in the ACT will commence in July 2014.
7. Both Parties agree that the process for phasing in the expected number of clients of the NDIS launch will be undertaken within the agreed roll-out arrangements (Appendix B).

Appendix B sets out the planned intake of the expected number of clients over the period of the launch. The NDIS Launch Transition Agency (Agency) in collaboration with the ACT and the Commonwealth will develop client flow arrangements before February 2014 that are consistent with the agreed funding arrangements. The planned intake in Appendix B will be monitored against the allocated NDIS funding (cash and in-kind) for that month.

8. Both parties recognise that, in accordance with the definition of eligibility contained in the NDIS Bill 2012, as enacted in legislation, the arrangements for clients who live outside the ACT launch area but receive their disability supports within the ACT launch area are not affected by this agreement.
9. The parties agree that further work will be undertaken on the portability and mobility arrangements for the ACT launch through bilateral negotiations before February 2014.
10. People who enter the NDIS launch under the age of 65 will have the choice of remaining in the NDIS or transitioning to the aged care system once they turn 65 years and over (50 years for Indigenous participants). This reflects the principle of choice and control and ensures people have continuity of care as they age in the NDIS. The management for sharing the cost of clients who age past 65 in the NDIS Launch are set out at Appendix A.
11. Where a person over 65 years (50 years for Indigenous participants) chooses to remain in the NDIS, the Commonwealth will be responsible for meeting all NDIS launch costs associated with these participants, consistent with the Commonwealth's obligations under Schedule F of the National Health Reform Agreement.

#### **Quality and safeguards**

12. The existing ACT quality assurance framework will apply in the ACT launch site to relevant new and existing funded client support programs for the launch subject to further development of and transition to a nationally consistent risk-based quality assurance approach in the longer term. The ACT will identify details of the existing client support programs in the ACT and provide this information to the Agency for the purposes of registering providers under the NDIS. Working arrangements between the ACT and the Agency to ensure appropriate management and monitoring against these quality assurance frameworks will be developed.
13. A range of existing and new safeguards will minimise the risk of harm to NDIS participants in the ACT, protect their right to be safe, and empower them to achieve choice and control over their lives including guardianship, where alternative decision making arrangements are unavailable; privacy; and child protection.

#### **Collection and management of data**

14. Both Parties agree that the launch site will be used to collect qualitative and quantitative data and information on any issues relevant to the ACT launch and this, taken together with the outcomes from the other launch sites, will be shared with all governments to facilitate national data collection and consolidation that will contribute to the analysis of costs, liabilities, service interventions, service delivery models and implementation strategies.
15. Data collection and management will take account of clients' best interests and relevant legislation. The data management approach including data collection, storage and transfer will be agreed between the Commonwealth and the ACT and reflected in an information protocol. The Agency will be required to operate in accordance with the data management approach in the information protocol.

16. Both Parties agree to share client and provider information and data during the launch to ensure continuity of support, financial accountability and effective interactions with supports and services outside the NDIS, subject to privacy and other requirements.

**Financial contributions**

17. Both Parties agree to contribute to the NDIS launch site in accordance with Appendix A.

**Overspends and underspends**

18. If, at the end of the first three years, total three year costs are less than the anticipated three year funding commitments set out in this schedule and the ACT's actual contribution is a different proportion of actual cost, compared to the ACT's proportion of expected costs (59.4 per cent for the ACT and 40.6 per cent for Commonwealth), an additional adjustment will be made that will be either:
  - a. a payment from the ACT to the Commonwealth if the actual contribution was a smaller share of actual cost than the jurisdiction's share of expected costs; or
  - b. a payment from the Commonwealth to the ACT if the actual contribution was a larger share of actual cost than the jurisdiction's share of expected costs.
19. Arrangements for overspends and underspends in all other circumstances are outlined in the Intergovernmental Agreement for the NDIS Launch.

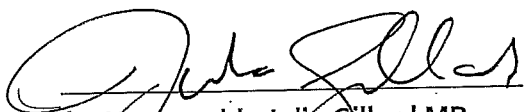
**Review of this Agreement**

20. This bilateral agreement will be reviewed by both parties following finalisation of the review of the NDIS Bill 2012 as enacted into legislation and amended if necessary to take account of the review outcomes, with the agreement of both Parties. The review of this Agreement will include consideration of the entry of new clients to the scheme following the response of the Council of Australian Government (COAG) to the review of the NDIS Bill 2012 as enacted into legislation.

The Parties have confirmed their commitment to this Agreement as follows:

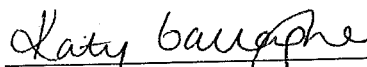
*Signed for and on behalf of the Commonwealth  
of Australia by*

*Signed for and on behalf of the Australian  
Capital Territory by*



**The Honourable Julia Gillard MP**  
Prime Minister of the Commonwealth of Australia

7 December 2012



**Ms Katy Gallagher MLA**  
Chief Minister of the Australian Capital Territory

7 December 2012

## APPENDIX A – FUNDING ARRANGEMENTS FOR TRIAL

1. The Commonwealth and the ACT agree that the estimated client population covered by the trial site from 2014-15 is as shown in Table 1.

**Table 1**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
Estimated client population aged under 65	1,537	4,278	5,075

2. This estimate is based on the following data sources:
  - a. existing ACT Government client data sources;
  - b. Productivity Commission estimates of eligible Tier 3 national population; and
  - c. the 2012-13 National minimum data set.
3. The estimated total cost of NDIS funded supports to the agreed client profile in Table 1 is shown in Table 2.

**Table 2**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
Estimated total cost of providing NDIS funded supports	\$24.3 million	\$104.9 million	\$201.5 million

### Commonwealth contributions

4. The Commonwealth's funding for NDIS funded supports is shown in Table 3.

**Table 3**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
Commonwealth's estimated funding for NDIS funded supports	\$9.8 million	\$42.6 million	\$81.8 million

5. The Commonwealth's share of funding of NDIS funded supports will be provided in cash and through direct provision of services. The value of cash contributions to the scheme is shown in Table 4.

**Table 4**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
Commonwealth's cash contributions to the Scheme	\$7.3 million	TBC	TBC

6. The Commonwealth programs which are expected to be drawn on in providing direct services include:
- a. Australian Disability Enterprises;
  - b. Better Start for Children with Disability initiative;
  - c. Continence Aids Payment Scheme;
  - d. Support for Day to Day Living in the Community A Structured Activity Program;
  - e. Disability Employment Services - Work Based Personal Assistance;
  - f. Helping Children with Autism;
  - g. Hearing Services Program;
  - h. Improved Support for people with younger onset dementia;
  - i. Targeted Community Care - Mental Health Respite: Carer Support and Personal Helpers and Mentors component;
  - j. National Auslan Interpreter Booking and Payment Service;
  - k. After School Hours Care for Teenagers with Disability;
  - l. Partners in Recovery: Coordinated Support and Flexible Funding for people with severe and persistent mental illness and complex needs;
  - m. Respite Support for Carers of Young People with Severe or Profound Disability; and
  - n. Young Carers Respite and Information Services.

7. The Commonwealth will pay for all Agency-related administrative and system support costs associated with the trial.
8. The Commonwealth agrees that for tier 2 support funds being set aside nationally, funding will be expended for these services in the ACT to the value of \$0.9 million in 2014-15 and \$2.8 million in 2015-16, with the arrangements for management of these funds to be agreed before the commencement of the trial.
9. The Commonwealth will be responsible for meeting all scheme costs for clients who turn 65 and choose to remain in the scheme. The estimated numbers of clients over 65 are shown in Table 5.

**Table 5**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
Estimated client population aged 65 and over	63	123	180

10. The estimated cost of NDIS funded supports to the participant profile in Table 5 is shown in Table 6. These participants will be fully funded by the Commonwealth, consistent with Schedule F of the National Health Reform Agreement 2011.

**Table 6**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
Estimated cost of Commonwealth-only NDIS funded supports	\$1.7 million	\$5.1 million	\$8.7 million

**ACT contribution**

11. The ACT share of the cost for NDIS funded supports is shown in Table 7.

**Table 7**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
ACT funding for NDIS funded supports	\$14.4 million	\$62.3 million	\$119.7 million



12. The ACT share of funding for NDIS funded supports will be provided in cash and through direct provision of services. The ACT cash contribution to the scheme is shown in Table 8.

**Table 8**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
ACT cash contribution to the scheme	\$5.76 million	TBC	TBC

13. Both Parties agree that there will be further work that needs to occur in order to finalise the balance of cash and in-kind contributions by April 2014. Both Parties agree that the composition of ACT in-kind contributions can be reviewed and modified.
14. Both Parties agree that the ACT's cash contribution in 2014-15 will be made through equal monthly instalments to be paid in advance on the first business day of each month. The ACT's cash contribution will otherwise be made in accordance with paragraphs 32-39 of the Intergovernmental Agreement.

### **Arrangements for intergovernmental payments**

15. The Parties agree that intergovernmental payments currently provided by the Commonwealth to ACT for the purpose of providing disability services to individuals should be repaid to the Commonwealth commensurate with the expected NDIS client numbers in the ACT as a proportion of the total expected NDIS client numbers in the ACT.
16. Intergovernmental payments include the Commonwealth payments made through the National Disability specific purpose payment (NSPP) and the National Partnership on Transitioning Responsibilities for Aged Care and Disability Services.
17. The ACT agrees to repay the Agency on behalf of the Commonwealth these costs as set out in Table 9 in instalments during the financial year, at the same time as the cash contributions to NDIS funded supports, as outlined in paragraphs 32-39 of the Intergovernmental Agreement for the NDIS Trial.

**Table 9**

	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>
Repayment of Commonwealth grants by ACT	\$3.5 million	TBC	TBC

18. It is acknowledged that part of the in-kind contribution identified in clause 15 will be funded from the NSPP and the National Partnership on Transitioning Responsibilities for Aged Care and Disability Services. The proportion of the in-kind contribution which should be counted as a Commonwealth contribution, because it is funded through these two arrangements, will be agreed between the Commonwealth and ACT once the mix of in-kind and cash has been finalised.

## APPENDIX B - PLANNED INTAKE OF CLIENTS OVER THE PERIOD OF THE LAUNCH BASED ON A NUMBER OF CLIENT CHARACTERISTICS.

---

1. On the basis of the agreed funding and the population assumptions, it has been agreed that the client flow will be as per Table 1 one in Appendix A above.
2. It is acknowledged that these clients will need to be phased into the NDIS on a monthly basis. It is further acknowledged that in determining the actual clients that are to be processed, the Agency will use best endeavours jointly with the ACT to ensure an appropriate balance of new and existing individuals.
3. In determining the client flow, the Agency will need to ensure that there is adequate capacity in funding and resourcing allocation to allow for crisis and unplanned assessments.
4. It is further agreed that in determining the client flow, that a range of strategies may be considered including:
  - a. staggered age cohorts;
  - b. local government areas;
  - c. postcode boundaries; and
  - d. the unmet support needs.
5. These strategies will then be considered in the context of the impact of these flows on:
  - a. providers involved and impact on the overall sustainability of the supports provided where this support is required by other individuals;
  - b. the provider transition strategy required to meet the conversion from in-kind to cash contributions;
  - c. the nature of current funding arrangements with providers; and
  - d. the availability of cash and in-kind funds and the needs of the individuals for supports that can or cannot be met by the existing in-kind arrangements.
6. The strategy will be incorporated into detailed joint communication materials from the Commonwealth and the ACT from March 2013 onwards.

## APPENDIX C – AUSTRALIAN CAPITAL TERRITORY PLANNED INTAKE OF PARTICIPANTS

---

1. This appendix supersedes Appendix B and sets out the agreed quarterly intake of participants. This quarterly timetable schedule has been designed to facilitate an orderly intake of participants to the NDIS.
2. This quarterly intake has been designed to ensure consideration is given to:
  - a. ensuring there is an appropriate balance of:
    - i. participants with varying needs of support;
    - ii. existing and new participants; and
  - b. alignment of the number of participants and their support needs with Agency operational capacity.
3. Both parties agree that participants will be able to engage with the National Disability Insurance Agency prior to their nominated entry date in order to commence planning of options available.
4. The planned yearly intake of participants is set out below:
  - a. for 2014-15, a total of 1,537;
  - b. for 2015-16, a total of 2,741; and
  - c. for 2016-17, a total of 797.
5. The intake for the ACT will be in 'ages and stages'. This involves transitioning clients by specific age cohorts determined by date of birth or by academic year for children and young people of school age concurrently. This allows for new and transitioning clients to enter at the same time and provides a level of certainty for school leavers.
6. Within this approach, the Parties agree that the Agency may also apply other administrative criteria to ensure participants' access to the scheme is consistent with the Agency's capacity.
7. The Agency will facilitate access to the scheme for individuals not currently accessing disability programs but who are eligible for the NDIS in line with the phasing timetable to ensure equity of access.
8. The notional schedule for participants to have plans facilitated is set out in Tables 1, 2 and 3.

Table 1

	<b>1st Quarter 2014-15</b>	<b>2nd Quarter 2014-15</b>	<b>3rd Quarter 2014-15</b>	<b>4th Quarter 2014-15</b>
Age Based	70	127	210	95
School Aged and Infants	81	162	286	424
Group Home Accommodation	11	21	31	19
<i>Total each quarter</i>	<i>162</i>	<i>310</i>	<i>527</i>	<i>538</i>
Cumulative Total	<b>162</b>	<b>472</b>	<b>999</b>	<b>1,537</b>

Table 2

	<b>1st Quarter 2015-16</b>	<b>2nd Quarter 2015-16</b>	<b>3rd Quarter 2015-16</b>	<b>4th Quarter 2015-16</b>
Age Based	228	453	572	595
School Aged and Infants	448	303	—	—
Group Home Accommodation	33	35	42	32
<i>Total each quarter</i>	<i>709</i>	<i>791</i>	<i>614</i>	<i>627</i>
Cumulative	<b>2,246</b>	<b>3,037</b>	<b>3,651</b>	<b>4,278</b>

Table 3

	<b>1st Quarter 2016-17</b>	<b>2nd Quarter 2016-17</b>	<b>3rd Quarter 2016-17</b>	<b>4th Quarter 2016-17</b>
Age Based	763	—	—	—
School Aged and Infants	15	—	—	—
Group Home Accommodation	19	—	—	—
<i>Total each quarter</i>	<i>797</i>	—	—	—
Cumulative	<b>5,075</b>	<b>5,075</b>	<b>5,075</b>	<b>5,075</b>

9. The priority of entry for all participants is based on one of three categories:
  - a. Aged based on date of birth for adults
  - b. Age or school year for infants and students (including school leavers post 2008)
  - c. People in group home accommodation.
10. People in group home accommodation will be phased in based on the age of the youngest person at the facility as at 1 July 2014 and in increasing order of age.
11. Within the above age, school year and group home phasing, best endeavours will be made to transition all participants from each specified group in each category at a similar time.
12. Both Parties agree that the client numbers set out in Tables 1, 2 and 3 above will be reviewed after twelve months from the commencement of the agreement. Both Parties agree that if participant numbers are significantly higher than estimated, this review may result in a change in the phasing methodology for the purposes of this agreement.
13. The quarterly breakdown of entry into the program is shown below in Tables 4, 5 and 6.

**Table 4**

	<b>1st Quarter 2014-15</b>	<b>2nd Quarter 2014-15</b>	<b>3rd Quarter 2014-15</b>	<b>4th Quarter 2014-15</b>
<b>Age Based</b>	Those born 01 July 1949 to 30 June 1950	Those born 01 July 1950 to 30 June 1951	Those born 01 July 1951 to 30 June 1954	Those born 01 July 1954 to 30 June 1955
<b>School Aged and Infants</b>	Those born 1 July 2012 to 30 June 2014 and 2008-2014 School Leavers	Those born 1 July 2010 to 30 June 2012, 2014 School Leavers, and any children not expected to commence school in 2015-16	School years: 7 to 12	School years: Kindergarten to 6
<b>Group Home Accommodation</b>	Youngest resident born 1 July 1992 or later	Youngest resident born 23 Aug 1989 to 30 June 1992	Youngest resident born 24 Oct 1983 to 22 Aug 1989	Youngest resident born 29 Oct 1981 to 23 Oct 1983

Table 5

	<b>1st Quarter 2015-16</b>	<b>2nd Quarter 2015-16</b>	<b>3rd Quarter 2015-16</b>	<b>4th Quarter 2015-16</b>
<b>Age Based</b>	Those born 01 July 1955 to 30 June 1958	Those born 01 July 1958 to 30 June 1965	Those born 01 July 1965 to 30 June 1974	Those born 01 July 1974 to 30 June 1987
<b>School Aged and Infants</b>	School years: Kindergarten to 6	All children aged under 15 who are not already participants	—	—
<b>Group Home Accommodation</b>	Youngest resident born 3 Nov 1978 to 28 Oct 1981	Youngest resident born 19 May 1974 to 2 Nov 1978	Youngest resident born 24 Feb 1974 to 18 May 1974	Youngest resident born 14 June 1967 to 23 Feb 1974

Table 6

	<b>1st Quarter 2016-17</b>	<b>2nd Quarter 2016-17</b>	<b>3rd Quarter 2016-17</b>	<b>4th Quarter 2016-17</b>
<b>Age Based</b>	Those born 01 July 1987 and later	—	—	—
<b>School Aged and Infants</b>	Newly diagnosed school age and infants	—	—	—
<b>Group Home Accommodation</b>	Youngest resident born 18 Aug 1956 to 13 June 1967	—	—	—

14. The above estimated participant intake flow is based on:

- a. the known number of people who are currently receiving existing disability services;
- b. the known number of people who are on waiting lists for existing disability services;
- c. the need to work with the provider sector in the move from block or case-based funded contracts to individualised funding; and
- d. Agency capacity.

## APPENDIX D – AUSTRALIAN CAPITAL TERRITORY BALANCE OF CASH AND IN-KIND CONTRIBUTIONS

---

1. This appendix sets out and updates the balance of cash and in-kind contributions and the existing programs that are expected to be drawn on in providing direct services or be transitioned into cash contributions, as agreed in paragraph 42 of the IGA.

### **Commonwealth cash and in-kind contributions**

2. The approach to the transition of existing Commonwealth disability programs is outlined below:
  - a. transition of existing Commonwealth programs into cash contribution in trial sites will occur either in part or in full at trial commencement; or as participants enter the NDIS; or as contracts expire over the trial period; and
  - b. some programs will continue in-kind in trial sites for the duration of the trial period, due to the national focus of those programs.
3. All existing disability service arrangements listed below will be transitioned from in-kind contribution to cash contributions to the Agency in trial sites in accordance with the approaches outlined in 2a.
4. Based on these approaches, the following Commonwealth disability services/programs, as set out in Table 1, are expected to transition (either in part or in full) into cash contributions in trial sites only at commencement or as participants enter the NDIS.



**Table 1: Commonwealth disability services/programs transitioning into cash contributions at commencement or as participants enter the NDIS trial**

	2014-15	2015-16	2016-17
Better Start for Children with Disability	\$0.28 million	TBC	TBC
Disability Employment Services: Work Based Personal Assistance	..	TBC	TBC
Helping Children With Autism	\$0.22 million	TBC	TBC
Mobility Allowance	\$0.04 million	TBC	TBC
Outside School Hours Care for Teenagers with Disability	\$0.08 million	TBC	TBC
Respite Support for Carers of Young People with Severe or Profound Disability	\$0.08 million	TBC	TBC
Young Carers Respite and Information Services	\$0.01 million	TBC	TBC
<b>Total in-kind contribution</b>	<b>–</b>	<b>TBC</b>	<b>TBC</b>
<b>Total cash contribution</b>	<b>\$0.71 million</b>	<b>TBC</b>	<b>TBC</b>

‘..’ represents an amount of less than \$5,000.

- The following Commonwealth disability services/programs, as set out in Table 2, will remain as in-kind subject to transition strategies, developed by the Commonwealth in consultation with the Agency or will transition (either in part or in full) into cash contributions as contracts expire.

**Table 2: Commonwealth disability services/programs remaining in-kind**

	2014-15	2015-16	2016-17
Continence Aids Payment Scheme	\$0.02 million	TBC	TBC
Disability Employment Assistance: Australian Disability Enterprises	\$0.30 million	TBC	TBC
Hearing Services Program	\$0.16 million	TBC	TBC
Improved Support for Younger People with Early Onset dementia	\$0.01 million	TBC	TBC
National Auslan Booking Services	\$0.02 million	TBC	TBC
Partners in Recovery: Coordinated Support and Flexible Funding for people with severe and persistent mental illness	\$0.01 million	TBC	TBC
Support for Day to Day Living in the Community: A structured activity program	..	TBC	TBC
Targeted Community Care: Mental Health Respite Carer Support	\$0.04 million	TBC	TBC
Targeted Community Care: Personal Helpers and Mentors	\$0.12 million	TBC	TBC
<b>Total in-kind contribution</b>	<b>\$0.68 million</b>	<b>TBC</b>	<b>TBC</b>
<b>Total cash contribution</b>	<b>–</b>	<b>TBC</b>	<b>TBC</b>

‘..’ represents an amount of less than \$5,000.

6. The updated Commonwealth share of funding for NDIS funded supports (updated from Table 3 in Appendix A) that is estimated to be provided in cash and through direct provision of services is shown in Table 3.

**Table 3: Total Commonwealth contribution to NDIS funded supports**

	2014-15	2015-16	2016-17
Commonwealth cash contribution to the NDIS	\$7.29 million	TBC	TBC
Commonwealth in-kind contribution to the NDIS	\$0.68 million	TBC	TBC
Repayment of Commonwealth grants*	\$3.54 million	TBC	TBC
<b>Total Commonwealth funding for NDIS funded supports (including over 65s)</b>	<b>\$11.51 million</b>	<b>TBC</b>	<b>TBC</b>

\*Repayment of Commonwealth grants includes funding transferred from the Australian Capital Territory to the Commonwealth from the National Disability Services SPP and the National Partnership Agreement on Transitioning Responsibilities for Aged Care and Disability Services for clients ageing over 65 in the scheme. Refer to Table 6 for a further breakdown of funding.

7. The balance of Commonwealth cash and in-kind contribution for 2015-16 and 2016-17 will be agreed between the Australian Capital Territory and the Commonwealth at a future date with the expectation that agreement will be reached no later than 31 March 2015.

### **Australian Capital Territory cash and in-kind contributions**

8. The approach to transitioning the Australian Capital Territory's existing disability programs is outlined below:
- transition of existing Australian Capital Territory programs into cash contribution in trial sites will occur in either part or in full at trial commencement; or as participants enter the NDIS; or as contracts expire over the trial period; and
  - some programs will continue in-kind in trial sites for the duration of the trial period.
9. Australian Capital Territory disability programs provided as cash contributions include but are not limited to the programs and services listed in Table 4. Table 4 shows the Australian Capital Territory cash contribution from these programs and other sources not included in Table 5, including new funding, but excluding the repayment of Commonwealth grants and a repayment for those who turn 65 in the scheme.

**Table 4 Australian Capital Territory disability services/programs transitioning into cash contributions at commencement or as participants enter the NDIS trial**

	2014-15	2015-16	2016-17
ACT Health Directorate			
Mental Health	\$0.23 million	TBC	TBC
Home and Community Care (under 65's)	\$1.50 million	TBC	TBC
Rehabilitation & Aged Community Care	\$0.23 million	TBC	TBC
Mental Health, Justice Health & Alcohol & Drugs	\$0.01 million	TBC	TBC
Community Services Directorate			
Disability ACT	\$3.05 million	TBC	TBC
ACT Education Directorate	\$0.74 million	TBC	TBC
<b>Total in-kind contribution</b>	<b>–</b>	<b>TBC</b>	<b>TBC</b>
<b>Total cash contribution</b>	<b>\$5.76 million</b>	<b>TBC</b>	<b>TBC</b>

10. The Australian Capital Territory disability services/programs, set out in Table 5, will remain as in-kind subject to the transition strategies, developed by Australian Capital Territory in consultation with the Agency or will transition (either in part or in full) into cash contributions as contracts expire. This excludes repayment of Commonwealth grants and a repayment for those who turn 65 in the scheme.

**Table 5 Australian Capital Territory disability services/programs remaining in-kind**

	2014-15	2015-16	2016-17
ACT Health Directorate			
Rehabilitation & Aged Community Care	\$0.39 million	TBC	TBC
Women Youth & Children	\$0.05 million	TBC	TBC
Community Services Directorate			
Disability ACT	\$2.77 million	TBC	TBC
Therapy ACT	\$2.86 million	TBC	TBC
Housing ACT	\$0.01 million	TBC	TBC
Office for Children and Youth and Family Services	\$0.09 million	TBC	TBC
ACT Education Directorate	\$2.46 million	TBC	TBC
ACT Commerce and Works Directorate			
Concessions (Taxi Subsidy scheme)	\$0.02 million	TBC	TBC
<b>Total in-kind contribution</b>	<b>\$8.65 million</b>	<b>TBC</b>	<b>TBC</b>
<b>Total cash contribution</b>	<b>–</b>	<b>TBC</b>	<b>TBC</b>

11. The Australian Capital Territory's share of funding for NDIS funded supports that is estimated to be provided in cash and through direct provision of services (in-kind) is shown in Table 6, together with repayments of Commonwealth grants in cash and in-kind (including a repayment for those who turn 65 in the scheme).

**Table 6**

	2014-15	2015-16	2016-17
Australian Capital Territory cash contribution to the NDIS	\$5.76 million	TBC	TBC
Australian Capital Territory in-kind contribution to the NDIS	\$8.65 million	TBC	TBC

	2014-15	2015-16	2016-17
<b>Total Australian Capital Territory funding for NDIS funded supports</b>	<b>\$14.41 million</b>	<b>TBC</b>	<b>TBC</b>
Australian Capital Territory repayments of Commonwealth Grants in cash	\$1.50 million	TBC	TBC
Australian Capital Territory repayment of Commonwealth Grants through in-kind services	\$2.04 million	TBC	TBC
<b>Australian Capital Territory repayment of Commonwealth Grants</b>	<b>\$3.54 million</b>	<b>TBC</b>	<b>TBC</b>

\* Australian Capital Territory's cash contribution listed above comprises existing program funding only. The Australian Capital Territory's total financial contribution is set out in the Bilateral Agreement between the Commonwealth and the Australian Capital Territory for the NDIS Launch.

12. The balance of the Australian Capital Territory's cash and in-kind contribution for 2015-16 and 2016-17 will be agreed between the Australian Capital Territory and the Commonwealth at a future date with the expectation that agreement will be reached no later than 31 March 2015.
13. While the total contribution will not change, as per clause 29 of the IGA, it is recognised that the estimated mix and balance of in-kind and cash contribution may vary due to actual implementation factors. This appendix should therefore be reviewed at least every six months from the commencement of the launch. Consistent with paragraph 129 of the IGA, this appendix may be amended to reflect the outcomes of these reviews. In addition, this appendix may be updated at anytime on an ongoing basis with agreement between Australian Capital Territory and the Commonwealth, who are required to provide at least one month's notice to the Agency of any such change.