

National Disability Insurance Scheme (Code of Conduct) Rules 2018



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National Disability Insurance Scheme (Code of Conduct) Rules 2018

I, Graeme Head, as delegate of the Minister for Social Services

Dated 17 May 2018

Graeme Head
Commissioner of the NDIS Quality and Safeguards Commission

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- (1) The National Disability Insurance Scheme (NDIS) re how supports for people with disability are funded and NDIS has potential to produce major benefits for people the broader community.
- (2) The NDIS Quality and Safeguards Commission is res under the National Quality and Safeguarding Framework preventing harm to people with disability in the NDIS the capability of NDIS participants and providers to u disability and realise the benefits of the NDIS. The r participants to be informed purchasers and consumers to live free from abuse, neglect, violence and exploita
- (3) The *National Disability Insurance Scheme (Code of C* NDIS Code of Conduct, which applies to all NDIS pr otherwise engaged by them, regardless of whether the Conduct supports the rights of people with disability i Scheme to have access to safe and ethical supports, ar principles set out in the National Standards for Disabi Health Standards and the *National Disability Insuran*
- (4) To ensure the safety and quality of supports within the Code of Conduct sets minimum expectations, shapes providers and persons employed or otherwise engaged consumers in relation to their rights.
- (5) Anyone can raise a complaint about potential breache

When NDIS providers, or persons employed or otherwise found to have breached the NDIS Code of Conduct, the range of actions as appropriate, including education, c or prohibiting them from operating in the NDIS market

–Preliminary

This instrument is the *National Disability Insurance 2018*.

Commencement

This instrument commences on 1 July 2018.

Authority

This instrument is made under the *National Disability Insurance Act 2018*.

Definitions

Note: A number of expressions used in this instrument are defined in the *National Disability Insurance Act 2018*:

- (a) National Disability Insurance Scheme;
- (b) NDIS Code of Conduct;
- (c) NDIS provider.

In this instrument:

Act means the *National Disability Insurance Act 2018*;

Code-covered person has the meaning given under the *National Disability Insurance Act 2018*.

–NDIS Code of Conduct

Persons covered by the NDIS Code of Conduct

- (1) This Part is made for the purposes of section 73(1) of the *National Disability Insurance Act 2018*.
- (2) Each of the following persons is a *Code-covered person* under this instrument:
 - (a) NDIS providers;
 - (b) all persons employed or otherwise engaged in the provision of services under the *National Disability Insurance Act 2018*.

- (3) Code-covered persons must comply with the NDIS Code of Conduct section 6 of this instrument.

Note: Compliance with the NDIS Code of Conduct is a civil penalty provision (under the NDIS Act). A civil penalty provision can be enforced by pecuniary penalty.

Code of Conduct

In providing supports or services to people with disability, you must:

- (a) act with respect for individual rights to freedom of choice, self-determination and decision-making in accordance with the NDIS Code of Practice; and
- (b) respect the privacy of people with disability; and
- (c) provide supports and services in a safe and sound manner, using your skill and knowledge; and
- (d) act with integrity, honesty and transparency; and
- (e) promptly take steps to raise and act on concerns about the quality and safety of supports and services; and
- (f) take all reasonable steps to prevent and respond to discrimination, harassment, exploitation, neglect and abuse of, people with disability; and
- (g) take all reasonable steps to prevent and respond to discrimination, harassment, exploitation, neglect and abuse of, people with disability.

