## 1. What is the purpose of this operational guideline?

This Operational Guideline is intended to be used in conjunction with the Operational Guideline on <u>Planning</u> and provides additional guidance in relation to the preparation and review of a participant's plan when specific types of supports are under consideration.

In particular, this Operational Guideline provides additional guidance in relation to making a decision to <u>approve a statement of participant supports</u> which includes one or more of these specific types of supports.

## 2. What is the relevant legislation?

- Sections 3, 4, 5, 6, 9, 17A, 31 50, 51, 74, 99, 100 and 209(2A) of the <u>National Disability</u> Insurance Scheme Act 2013 (NDIS Act); and
- <u>National Disability Insurance Scheme (Supports for Participants) Rules 2013</u> (Supports for Participants Rules).

## 3. Overview

Once a person becomes a participant in the National Disability Insurance Scheme (NDIS), they develop a personal goal-based plan with the National Disability Insurance Agency (NDIA).

A participant's <u>plan</u> must include the participant's statement of goals and aspirations and a statement of participant supports (see <u>what must be included in a participant's plan?</u>)

The statement of participant supports specifies, amongst other matters, the general supports (if any) that will be provided, and the <u>reasonable and necessary supports</u> (if any) that will be funded under the NDIS (section 33(2)).

When deciding to include *any* support in a participant's plan, the NDIA *must* have regard to a range of matters set out in the NDIS Act, including the participant's statement of goals and aspirations.

Specifically, before including any support in a participant's plan, the NDIA must:

- be satisfied that each support meets each of the criteria outlined in section 34(1)(a)-(f) of the NDIS Act and the Supports for Participants Rules (see <u>deciding to include supports in a participant's plan</u>);
- have regard to the specific principles relating to plans;
- have regard to the other considerations which may apply when including supports in a participant's plan; and

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- depending on the specific type of support being considered, refer to the additional guidance available for specific support types outlined in this operational guideline which relate to:
  - Assistive technology;
  - Home modifications;
  - Employment, higher education and vocational education training;
  - Vehicle modifications;
  - Prosthetic limbs;
  - Personal care supports;
  - Recreation supports ;
  - Sustaining informal supports;
  - Transport;
  - Specialist Disability Accommodation (SDA);

See also what must the NDIA consider when approving the statement of participant supports?

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