Good afternoon,

Please find below a response to the supplementary question from the Disability Council.

Thank you

2) Your submission references the NDIS safeguarding framework as being the primary oversight tool following the transition to the NDIS.

- **Could you elaborate on the form and function of this framework, and how it will be practically put in place?**
The framework is https://www.dss.gov.au/disability-and-carers/programs-services/forpeople-with-disability/ndis-quality-and-safeguarding-framework
The NDIS Quality and Safeguarding Framework was prepared by the Australian Government and the Commonwealth is responsible to implement it. The Framework provides a nationally consistent approach to help empower and support NDIS participants to exercise choice and control, while ensuring appropriate safeguards are in place, and establishes expectations for providers and their staff to deliver high quality supports.

Principles of the Framework:
The following principles underline the Framework:
Human rights: Measures within the Framework are designed to uphold and respect the human rights of people with disability.
Choice and control: Developmental measures within the Framework are designed to empower and support people with disability to make informed decisions about providers and supports.
National consistency: The Framework is designed to ensure that people with disability have the same protection, regardless of where they live in Australia.
Proportionality: The regulatory requirements for workers and providers are tiered to ensure regulation is proportionate to the level of risk associated with the type of support offered and the needs of the participants supported.
Presumption of capacity: The Framework, like the NDIS, starts from the presumption that all people with disability have the capacity to make decisions and exercise choice and control.
Minimisation of red tape: The Framework streamlines requirements so the system is easier for people with disability to navigate and red tape is reduced for providers.
Efficiency and effectiveness: The Framework is designed to support the development of an efficient and effective NDIS market. The Framework consists of measures targeted at individuals, the workforce and providers within developmental, preventative and corrective domains.
Developmental measures help to strengthen the capability of people with disability, disability workers and suppliers of supports under the NDIS.
The **preventative** and **corrective** measures help to ensure appropriate responses to issues that arise, as well as identifying opportunities to prevent them in future, either through a regulatory response, or through education and capacity building.

- **Who was involved in the development of this safeguarding framework**
The Framework has been developed following intensive consultation and collaboration between all governments, people with disability, carers, service providers and other stakeholders.

- **Will this framework monitor service delivery, as well as responding to any relevant incidents that occur?**

The Commonwealth will be responsible for:

o provider registration including quality assurance

o a complaint handling system

o serious incident notification

o restrictive practice oversight; and

o investigation and enforcement.

Worker screening will be collaboratively implemented with the states and territories. State and territory worker screening units will be responsible for worker screening checks in their own jurisdictions. The Commonwealth will have responsibility for working with all governments to develop national policy and standards to be implemented.

An NDIS senior practitioner will provide clinical leadership in positive behaviour support, and reducing and eliminating the use of restrictive practices in the NDIS. States and territories remain responsible for the authorisation of restrictive practices in their jurisdiction.

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Sent: Friday,