

## Disability Act 2006

### Direction under section 24(1)(e)

#### Behaviour support plans and NDIS behaviour support plans

##### 1. Purpose of direction

The purpose of this direction is to require:

- (a) disability service providers to use the specified template when developing behaviour support plans; and
- (b) registered NDIS providers to ensure the specified template is used before Authorised Program Officers approve regulated restrictive practices for use on NDIS participants.

##### 2. Authorising provisions

This direction is made under section 24(1)(e) of the Act.

##### 3. Term of direction

This direction commences on the date it is signed and continues in effect until it is revoked or modified by the Victorian Senior Practitioner.

##### 4. Definitions

In this direction:

- (a) 'Act' means the *Disability Act 2006*;
- (b) 'Authorised Program Officer' means a person appointed as an Authorised Program Officer by the registered NDIS provider and whose appointment has been approved by the Senior Practitioner;
- (c) 'Disability', 'disability service provider', 'registered NDIS provider', 'behaviour support plan', 'NDIS behaviour support plan', 'regulated restrictive practice' and 'supervised treatment order' have the same meaning as in the Act;
- (d) 'NDIS behaviour support plan template' means the template in the form approved by the NDIS Commissioner under section 23 of the National Disability Insurance Scheme (Restrictive Practices and Behaviour Support) Rules 2018 (Cth); and
- (e) 'Treatment plan' means a plan for the use of treatment on a NDIS participant prepared under section 191 of the Act.

## 5. Directions

I, Frank Lambrick, Victorian Senior Practitioner, under section 24(1)(e) of the Act make the following direction:

- (a) disability service providers must use the Restrictive Intervention Data System electronic behaviour support plan template when developing behaviour support plans for persons with a disability;
- (b) registered NDIS providers must ensure that a NDIS participant's NDIS behaviour support plan is developed using the NDIS behaviour support plan template for NDIS participants before the registered NDIS provider's Authorised Program Officer authorises the use of regulated restrictive practices on the NDIS participant; and
- (c) where a registered NDIS provider intends on applying for a supervised treatment order for an NDIS participant, registered NDIS providers must ensure that the Restrictive Intervention Data System treatment plan template and the NDIS behaviour support plan template for NDIS participants are used before the registered NDIS provider provides them to the Senior Practitioner for approval.

**Signed this First day of August 2019**

A handwritten signature in black ink, appearing to read 'F. Lambrick', written in a cursive style.

**Dr Frank Lambrick, Victorian Senior Practitioner**