

# PROJECT AGREEMENT FOR COMPREHENSIVE PALLIATIVE CARE IN AGED CARE

An agreement between:

- the Commonwealth of Australia; and
- the States and Territories of
  - ◆ New South Wales,
  - ◆ Victoria,
  - ◆ Queensland,
  - ◆ Western Australia,
  - ◆ South Australia,
  - ◆ Tasmania,
  - ◆ the Australian Capital Territory, and
  - ◆ the Northern Territory.

The output of this project will be to provide new and innovative approaches and expansions of existing models to improve palliative and end-of-life care coordination for older Australians living in residential aged care facilities.

# Project Agreement for Comprehensive Palliative Care in Aged Care

## OVERVIEW

1. This Project Agreement (the Agreement) is created subject to the provisions of the Intergovernmental Agreement on Federal Financial Relations (IGA FFR) and should be read in conjunction with that Agreement and its Schedules, which provide information in relation to performance reporting and payment arrangements under the IGA FFR.

### Purpose

2. This Agreement will support the delivery of projects that expand existing models of care or new approaches to the way care is delivered or commissioned, to improve palliative and end-of-life care coordination for older Australians living in residential aged care facilities (RACFs).
3. Projects will strengthen national efforts to improve access to quality palliative care as a key component of an integrated health-aged care system.

### Reporting Arrangements

4. The States and Territories (the States) will report annually against the agreed milestones during the operation of this Agreement, as set out in Part 4 – Project Milestones, Reporting and Payments.

### Financial Arrangements

5. The Commonwealth will provide an estimated total financial contribution to the States of \$54.928 million, exclusive of GST in respect of this Agreement, as set out in Part 5 – Financial Arrangements.

## PART 1 – FORMALITIES

6. This Agreement and its bilateral schedules constitute the entire agreement for this project.

### Parties to this Agreement

7. This Agreement is between the Commonwealth of Australia (the Commonwealth) and the States and Territories (the States).

### Term of the Agreement

8. This Agreement will commence as soon as the Commonwealth and one other Party sign it and will expire on 30 June 2024 or on completion of the project, including final performance reporting and processing of final payments against milestones, unless terminated earlier or extended as agreed in writing by the Parties.

## PART 2 – PROJECT OUTPUT

### Output

9. The output of this Agreement will be the delivery of projects that expand existing models of care or support new approaches to the way care is delivered or commissioned by each State and Territory for older Australians living in RACFs.
10. Projects may include but are not limited to:
  - (a) 'in-reach' models that include assessments to establish residents' current and emerging palliative care needs;
  - (b) models which support end-of-life care decision making and the development of agreed goals of care in order to meet the needs of individual residents; and
  - (c) training, education, assistance and mentoring to focus on building the palliative care capacity of the aged care workforce.

## PART 3 – ROLES AND RESPONSIBILITIES OF EACH PARTY

### Role of the Commonwealth

11. The Commonwealth will be responsible for:
  - (a) monitoring and assessing achievement against milestones in the delivery of projects under this Agreement to ensure that outputs are delivered within the agreed timeframe;
  - (b) providing a consequent financial contribution to the States to support the implementation of this Agreement; and
  - (c) initiating, consulting and finalising a national evaluation of the measure by 2023-24 which will determine whether the aims and objectives of the measure have been achieved.

### Role of the States

12. The States will be responsible for:
  - (a) providing a matched financial contribution to support the implementation of this Agreement;
  - (b) submitting project proposals and supporting evidence;
  - (c) all aspects of delivering on the project outputs set out in this Agreement;
  - (d) reporting on the delivery of outputs as set out in Part 4 – Project Milestones, Reporting and Payments and the Schedules to this Agreement; and
  - (e) evaluating their agreed projects, to contribute to the overarching evaluation of the Comprehensive Palliative Care in Aged Care measure.

### Shared roles

13. The Commonwealth and the States will be jointly responsible for agreeing State-specific projects and bilateral schedules to this Agreement which set out milestones, reporting and payment arrangements in accordance with Part 4 – Project Milestones, Reporting and Payments.

14. The Parties will meet the requirements of Schedule E, Clause 26 of the IGA FFR, by ensuring that prior agreement is reached on the nature and content of any events, announcements, promotional material or publicity relating to activities under this Agreement, and that the roles of both Parties will be acknowledged and recognised appropriately.

## PART 4 – PROJECT MILESTONES, REPORTING AND PAYMENTS

15. The milestones for the projects, their relationship to the outputs, expected completion dates, relevant reporting dates and expected payments to be made are set out in bilateral schedules to this Agreement. The Commonwealth will make payments subject to the performance reports demonstrating the relevant milestone has been met.
16. If a milestone is met in advance of the due date, where the relevant performance report demonstrates that the milestone has been met, the Commonwealth may make the associated payment earlier than scheduled provided it falls within the same financial year as the original milestone date.

### Reporting arrangements

17. The States will provide performance reports in accordance with the bilateral schedules during the operation of the Agreement. Each performance report is to contain a description of actual performance in the period to date against the project milestones.

## PART 5 – FINANCIAL ARRANGEMENTS

18. The Commonwealth will provide an estimated total financial contribution to the States of \$54.928 million in respect of this Agreement. All payments are GST exclusive.
19. The Commonwealth's funding contribution will not be reduced where the States secure funding from other activity partners.
20. The Commonwealth's and the States' estimated financial contributions to the operation of this Agreement, including through National Partnership payments to the States paid in accordance with *Schedule D – Payment Arrangements* of the IGA FFR, are shown in Table 1.

**Table 1: Estimated financial contributions**

(\$ million)	2019-20	2020-21	2021-22	2022-23	2023-24	Total
<b>Estimated total budget</b>	<b>19.858</b>	<b>20.900</b>	<b>21.974</b>	<b>22.988</b>	<b>24.136</b>	<b>109.856</b>
New South Wales	3.173	3.340	3.511	3.673	3.857	17.554
Victoria	2.564	2.699	2.838	2.969	3.117	14.187
Queensland	1.990	2.095	2.203	2.304	2.420	11.012
Western Australia	1.034	1.088	1.144	1.197	1.256	5.719
South Australia	0.692	0.728	0.765	0.800	0.840	3.825
Tasmania	0.211	0.221	0.232	0.243	0.255	1.162
Australian Capital Territory	0.167	0.176	0.185	0.194	0.203	0.925
Northern Territory	0.098	0.103	0.109	0.114	0.120	0.544
Subtotal	<b>9.929</b>	<b>10.450</b>	<b>10.987</b>	<b>11.494</b>	<b>12.068</b>	<b>54.928<sup>(a)(b)</sup></b>
Less estimated National Partnership Payments	<b>9.929</b>	<b>10.450</b>	<b>10.987</b>	<b>11.494</b>	<b>12.068</b>	<b>54.928</b>
Balance of non-Commonwealth contributions	<b>9.929</b>	<b>10.450</b>	<b>10.987</b>	<b>11.494</b>	<b>12.068</b>	<b>54.928</b>

(a) Estimates may not add due to rounding.

(b) State allocations shown in Table 1 are based on population distribution as per Australian Demographic Statistics as at March 2018.

21. Having regard to the agreed estimated costs of projects specified in this Agreement, a State or Territory will not be required to pay a refund to the Commonwealth if the actual cost of the project is less than the agreed estimated cost of the project. Similarly, the States bear all risk should the costs of a project exceed the agreed estimated costs. The Parties acknowledge that this arrangement provides the maximum incentive for the States to deliver projects cost effectively and efficiently.

## PART 6 – GOVERNANCE ARRANGEMENTS

### Enforceability of the Agreement

22. The Parties do not intend any of the provisions of this Agreement to be legally enforceable. However, that does not lessen the Parties' commitment to this Agreement.

### Variation of the Agreement

23. The Agreement may be amended at any time by agreement in writing by all the Parties.
24. Bilateral schedules to this Agreement that have no impact on other Parties may be amended at any time by agreement in writing by the relevant Commonwealth and State portfolio ministers.
25. A Party to the Agreement may terminate their participation in the Agreement at any time by notifying all Parties in writing.

### Delegations

26. The Commonwealth Minister may delegate the assessment of performance against milestones and the authorisation of related project payments to senior Commonwealth officials, having regard to the financial and policy risks associated with those payments.

## Dispute resolution

27. Any Party may give notice to other Parties of a dispute under this Agreement.
28. Officials of relevant Parties will attempt to resolve any dispute in the first instance.
29. If a dispute cannot be resolved by officials, it may be escalated to the relevant Ministers.

## Interpretation

30. For the purposes of this Agreement:

Residential Aged Care Facilities (RACFs) - A special-purpose facility which provides accommodation and other types of support, including assistance with day-to-day living, intensive forms of care, and assistance towards independent living, to frail and aged residents. Facilities are accredited by the Aged Care Standards and Accreditation Agency Ltd to receive funding from the Australian Government through residential aged care subsidies.

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

Signed for and on behalf of the Commonwealth  
of Australia by

  
The Honourable Greg Hunt MP  
Minister for Health

[Day] [Month] [Year] 5/9/19

Signed for and on behalf of the  
State of New South Wales by

The Honourable Brad Hazzard MP  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the  
State of Victoria by

The Honourable Jenny Mikakos MLC  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the  
State of Queensland by

The Honourable Dr Steven Miles MP  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the  
State of Western Australia by

The Honourable Roger Cook MLA  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the  
State of South Australia by

The Honourable Stephen Wade MLC  
Minister for Health and Wellbeing

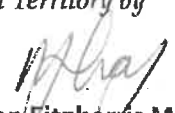
[Day] [Month] [Year]

Signed for and on behalf of the  
State of Tasmania by

The Honourable Michael Ferguson MP  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the Australian  
Capital Territory by

  
Meegan Fitzharris MLA  
Minister for Health and Wellbeing

6/6/2019  
[Day] [Month] [Year]

Signed for and on behalf of the Northern  
Territory by

The Honourable Natasha Fyles MLA  
Minister for Health

[Day] [Month] [Year]

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

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

**The Honourable Greg Hunt MP**  
Minister for Health

[Day] [Month] [Year]



*Signed for and on behalf of the State of New South Wales by*

**The Honourable Brad Hazzard MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of Victoria by*

**The Honourable Jenny Mikakos MLC**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of Queensland by*

**The Honourable Dr Steven Miles MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of Western Australia by*

**The Honourable Roger Cook MLA**  
Minister for Health


[Day] [Month] [Year]

*Signed for and on behalf of the State of South Australia by*

**The Honourable Stephen Wade MLC**  
Minister for Health and Wellbeing

[Day] [Month] [Year]

17 July 2019



*Signed for and on behalf of the State of Tasmania by*

**The Honourable Michael Ferguson MP**  
Minister for Health

[Day] [Month] [Year]

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

**Meegan Fitzharris MLA**  
Minister for Health and Wellbeing

[Day] [Month] [Year]

*Signed for and on behalf of the Northern Territory by*

**The Honourable Natasha Fyles MLA**  
Minister for Health

[Day] [Month] [Year]



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

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

**The Honourable Greg Hunt MP**  
Minister for Health

*2 / 2 / 2020*  
[Day] [Month] [Year]

*Signed for and on behalf of the  
State of New South Wales by*

**The Honourable Brad Hazzard MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the  
State of Queensland by*

**The Honourable Dr Steven Miles MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the  
State of South Australia by*

**The Honourable Stephen Wade MLC**  
Minister for Health and Wellbeing

[Day] [Month] [Year]

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

**Meegan Fitzharris MLA**  
Minister for Health and Wellbeing

[Day] [Month] [Year]

*Signed for and on behalf of the  
State of Victoria by*

**The Honourable Jenny Mikakos MLC**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the  
State of Western Australia by*

**The Honourable Roger Cook MLA**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the  
State of Tasmania by*

**The Honourable Michael Ferguson MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the Northern  
Territory by*

*Natasha*  
**The Honourable Natasha Fyles MLA**  
Minister for Health

[Day] [Month] [Year]

- 5 DEC 2019

Project Agreement for Comprehensive Palliative Care in Aged Care

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

Signed for and on behalf of the Commonwealth  
of Australia by



The Honourable Greg Hunt MP  
Minister for Health

[Day] [Month] [Year]

23/5/20

Signed for and on behalf of the  
State of New South Wales by

Signed for and on behalf of the  
State of Victoria by

The Honourable Brad Hazzard MP  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the  
State of Queensland by

The Honourable Jenny Mikakos MLC  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the  
State of Western Australia by



The Honourable Dr Steven Miles MP  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the  
State of South Australia by

The Honourable Roger Cook MLA  
Minister for Health

[Day] [Month] [Year]

18/5/20

Signed for and on behalf of the  
State of Tasmania by

The Honourable Stephen Wade MLC  
Minister for Health and Wellbeing

[Day] [Month] [Year]

Signed for and on behalf of the Australian  
Capital Territory by

The Honourable Michael Ferguson MP  
Minister for Health

[Day] [Month] [Year]

Signed for and on behalf of the Northern  
Territory by

Meegan Fitzharris MLA  
Minister for Health and Wellbeing

[Day] [Month] [Year]

The Honourable Natasha Fyles MLA  
Minister for Health

[Day] [Month] [Year]

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

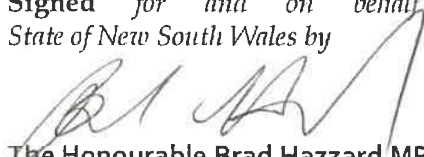
*Signed for and on behalf of the Commonwealth of Australia by*



**The Honourable Greg Hunt MP**  
Minister for Health

[Day] [Month] [Year]  
25 6 2020

*Signed for and on behalf of the State of New South Wales by*



**The Honourable Brad Hazzard MP**  
Minister for Health

22 JUN 2020  
[Day] [Month] [Year]

*Signed for and on behalf of the State of Victoria by*

**The Honourable Jenny Mikakos MLC**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of Queensland by*

**The Honourable Dr Steven Miles MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of Western Australia by*

**The Honourable Roger Cook MLA**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of South Australia by*

**The Honourable Stephen Wade MLC**  
Minister for Health and Wellbeing

[Day] [Month] [Year]

*Signed for and on behalf of the State of Tasmania by*

**The Honourable Michael Ferguson MP**  
Minister for Health

[Day] [Month] [Year]

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

**Meegan Fitzharris MLA**  
Minister for Health and Wellbeing

[Day] [Month] [Year]

*Signed for and on behalf of the Northern Territory by*

**The Honourable Natasha Fyles MLA**  
Minister for Health

[Day] [Month] [Year]

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

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

**The Honourable Greg Hunt MP**  
Minister for Health

[Day] [Month] [Year]

5/8/2020

*Signed for and on behalf of the State of New South Wales by*

*Signed for and on behalf of the State of Victoria by*

**The Honourable Brad Hazzard MP**  
Minister for Health

**The Honourable Jenny Mikakos MLC**  
Minister for Health

[Day] [Month] [Year]

[Day] [Month] [Year]

*Signed for and on behalf of the State of Queensland by*

*Signed for and on behalf of the State of Western Australia by*

**The Honourable Dr Steven Miles MP**  
Minister for Health

**The Honourable Roger Cook MLA**  
Minister for Health

[Day] [Month] [Year]

[Day] [Month] [Year]

22 July 2020

*Signed for and on behalf of the State of South Australia by*

*Signed for and on behalf of the State of Tasmania by*

**The Honourable Stephen Wade MLC**  
Minister for Health and Wellbeing

**The Honourable Michael Ferguson MP**  
Minister for Health

[Day] [Month] [Year]

[Day] [Month] [Year]

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

*Signed for and on behalf of the Northern Territory by*

**Meegan Fitzharris MLA**  
Minister for Health and Wellbeing

**The Honourable Natasha Fyles MLA**  
Minister for Health

[Day] [Month] [Year]

[Day] [Month] [Year]

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

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



**The Honourable Greg Hunt MP**

Minister for Health

8 June 2021

**Signed** for and on behalf of the State of New South Wales by

**The Honourable Brad Hazzard MP**

Minister for Health

[Day] [Month] [Year]

**Signed** for and on behalf of the State of Victoria by

**The Honourable Jenny Mikakos MLC**

Minister for Health

[Day] [Month] [Year]

**Signed** for and on behalf of the State of Queensland by

**The Honourable Dr Steven Miles MP**

Minister for Health

[Day] [Month] [Year]

**Signed** for and on behalf of the State of Western Australia by

**The Honourable Roger Cook MLA**

Minister for Health

[Day] [Month] [Year]

**Signed** for and on behalf of the State of South Australia by

**The Honourable Stephen Wade MLC**

Minister for Health and Wellbeing

[Day] [Month] [Year]

**Signed** for and on behalf of the State of Tasmania by



**The Honourable Jeremy Rockliff**

Minister for Health

28 May 2021

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

**Meegan Fitzharris MLA**

Minister for Health and Wellbeing

[Day] [Month] [Year]

**Signed** for and on behalf of the Northern Territory by

**The Honourable Natasha Fyles MLA**

Minister for Health

[Day] [Month] [Year]

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

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

**The Honourable Greg Hunt MP**  
Minister for Health

[Day] [Month] [Year]

8/7/2021

*Signed for and on behalf of the State of New South Wales by*

**The Honourable Brad Hazzard MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of Victoria by*



**The Honourable Martin Foley MP**  
Minister for Health

30/06/2021

*Signed for and on behalf of the State of Queensland by*

**The Honourable Dr Steven Miles MP**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of Western Australia by*

**The Honourable Roger Cook MLA**  
Minister for Health

[Day] [Month] [Year]

*Signed for and on behalf of the State of South Australia by*

**The Honourable Stephen Wade MLC**  
Minister for Health and Wellbeing

[Day] [Month] [Year]

*Signed for and on behalf of the State of Tasmania by*

**The Honourable Michael Ferguson MP**  
Minister for Health

[Day] [Month] [Year]