



New South Wales

Workers Compensation (General) Amendment (Coal Miners) Regulation 1997

under the

Workers Compensation Act 1987

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Workers Compensation Act 1987*.

JEFFREY SHAW, Q.C., M.L.C.,
Minister for Industrial Relations

Explanatory note

The object of this Regulation is to amend the *Workers Compensation (General) Regulation 1995* under the *Workers Compensation Act 1987* to exempt coal miners from the operation of certain amendments made by the WorkCover Legislation Amendment Act 1996.

The amendments to which the exemption will apply are those made by Schedule 1.2 (Employment required to be a substantial contributing factor), 1.4 (Reduction in maximum lump sum compensation amounts) and 1.6 (Deduction for previous injuries and pre-existing conditions and abnormalities) to that Act.

The regulation has effect from the date of assent to the *Workers Compensation Amendment Act 1997*, which is the Act that inserts the provision under which the regulation is made.

The regulation is made under clause 2 of Part 18 of Schedule 6 to the *Workers Compensation Act 1987*.

The regulation complements an existing transitional regulation that provides a parallel exemption for coal miners until 1 July 1997.

Workers Compensation (General) Amendment (Coal Miners) Regulation 1997

1 Name of Regulation

This Regulation is the *Workers Compensation (General) Amendment (Coal Miners) Regulation 1997*.

2 Commencement

This Regulation commences on 30 June 1997.

3 Amendment of Workers Compensation (General) Regulation 1995

The *Workers Compensation (General) Regulation 1995* is amended as set out in Schedule 1.

4

The explanatory note does not form part of this Regulation.

Schedule 1 Amendment

(Clause 3)

Clause 81

Insert as clause 81:

81 Exemptions for coal miners—1996 amendments

A worker employed in or about a mine to which the *Coal Mines Regulation Act 1982* applies is exempt from the operation of the amendments made by the following provisions of the *WorkCover Legislation Amendment Act 1996*, with effect from the date of assent to that Act:

- (a) Schedule 1.2 (Employment required to be substantial contributing factor),
- (b) Schedule 1.4 (Reduction in maximum lump sum compensation amounts),
- (c) Schedule 1.6 (Deduction for previous injuries and pre-existing conditions and abnormalities).