



New South Wales

Sporting Injuries Insurance Amendment (Funeral Expenses) Regulation 1998

under the

Sporting Injuries Insurance Act 1978

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Sporting Injuries Insurance Act 1978*.

JEFFREY SHAW, Q.C., M.L.C.,

Minister for Industrial Relations

Explanatory note

The *Sporting Injuries Insurance Act 1978* provides for the payment of benefits in respect of deaths and certain injuries suffered by persons participating in certain sporting or recreational activities.

The object of this Regulation is to increase by approximately 14% (from \$4,000 to \$4,560) the maximum amount payable as funeral expenses for the funeral of a person who dies as a consequence of an injury suffered while participating in an authorised sporting activity. The amendment is in line with a general 14% increase in benefits payable under the Act effected by amendments made by the *WorkCover Legislation Amendment Act 1997*.

The Regulation also contains a savings provision to continue the existing prescribed maximum amount in relation to a death arising from a sporting activity engaged in before the increase. The savings provision will apply also to any future change to the prescribed amount.

This Regulation is made under the *Sporting Injuries Insurance Act 1978*, including section 27 and section 30 (the general regulation making power).

Sporting Injuries Insurance Amendment (Funeral Expenses) Regulation 1998

1 Name of Regulation

This Regulation is the *Sporting Injuries Insurance Amendment (Funeral Expenses) Regulation 1998*.

2 Commencement

This Regulation commences on 20 February 1998.

3 Amendment of Sporting Injuries Insurance Regulation 1994

The *Sporting Injuries Insurance Regulation 1994* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 3)

[1] Clause 5 Funeral expenses: s 27

Omit “\$4,000” from clause 5 (2).
Insert instead “\$4,560”.

[2] Clause 5 (3)

Insert after clause 5 (2):

- (3) When subclause (2) is amended by altering the amount prescribed by that subclause, the amount applicable as the prescribed amount before the commencement of the amendment continues to apply to an application for payment of the funeral expenses of a person who died as a consequence of an injury suffered while participating in an authorised activity before the commencement of the amendment. This subclause extends to the amendment made by the Regulation that inserted this subclause.