

Workers Compensation Amendment (Costs in Compensation Matters) Regulation 2006

under the

Workplace Injury Management and Workers Compensation Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Workplace Injury Management and Workers Compensation Act 1998*.

JOHN DELLA BOSCA, M.L.C., Minister for Commerce

Explanatory note

Schedule 6 to the *Workers Compensation Regulation 2003* sets out costs recoverable, and the maximum costs recoverable, for certain legal services or agents services provided in relation to claims for workers compensation matters by reference to a Compensation Costs Table. The object of this Regulation is to amend the Table to increase the maximum costs recoverable for certain services that may be charged at an hourly rate and to amend that Regulation to make it clear that GST may be added to the costs.

This Regulation is made under the *Workplace Injury Management and Workers Compensation Act 1998*, including section 248 (the general regulation-making power) and section 337.

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Workplace Injury Management and Workers Compensation Act 1998

1 Name of Regulation

This Regulation is the Workers Compensation Amendment (Costs in Compensation Matters) Regulation 2006.

2 **Amendment of Workers Compensation Regulation 2003**

The Workers Compensation Regulation 2003 is amended as set out in Schedule 1.

Amendments Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 123 GST may be added to costs

Insert "Division 2 (Costs recoverable in compensation matters) or" after "a cost fixed by" in clause 123 (1).

[2] Schedule 6 Maximum costs—compensation matters

Omit "\$250" wherever occurring from the matter relating to items 2.01, 2.06, 2.09, 2.13, 4.05, 4.08, 4.08A, 4.09, 4.10, 6.02, 8.03, 9.01 and 10.01 in Column 3 of the Table at the end of the Schedule.

Insert instead "\$275".

[3] Schedule 6

Omit "\$500" wherever occurring from the matter relating to items 2.01, 2.06, 2.09, 2.13, 4.05, 4.08, 6.02 and 8.03 in Column 4 of the Table at the end of the Schedule.

Insert instead "\$550".

[4] Schedule 6

Omit "\$250" from the matter relating to item 4.08A in Column 4 of the Table at the end of the Schedule.

Insert instead "\$275".

[5] Schedule 6

Omit "\$1,000" from the matter relating to item 4.09 in Column 4 of the Table at the end of the Schedule.

Insert instead "\$1,100".

[6] Schedule 6

Omit "\$1,500" from the matter relating to item 4.10 in Column 4 of the Table at the end of the Schedule.

Insert instead "\$1,650".

[7] Schedule 6

Omit "\$125" wherever occurring from the matter relating to items 6.03 and 8.04 in Column 3 of the Table at the end of the Schedule.

Insert instead "\$137".

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Schedule 1 Amendments

[8] Schedule 6

Omit "\$250" wherever occurring from the matter relating to items 6.03 and 8.04 in Column 4 of the Table at the end of the Schedule.

Insert instead "\$274".

Schedule 6 [9]

Omit "\$625" from the matter relating to item 9.01 in Column 4 of the Table at the end of the Schedule.

Insert instead "\$687.50".

[10] Schedule 6

Omit "\$187.50" from the matter relating to item 10.01 in Column 4 of the Table at the end of the Schedule.

Insert instead "\$206.25".