



New South Wales

# Motor Accidents Compensation Amendment Regulation 2006

under the

Motor Accidents Compensation Act 1999

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Motor Accidents Compensation Act 1999*.

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

## Explanatory note

The object of this Regulation is to make provision of a savings or transitional nature consequent on the enactment of the *Motor Accidents Compensation Amendment Act 2006*. In particular, the Regulation:

- (a) requires the Motor Accidents Authority:
  - (i) to make supplementary estimates of expenditure from the Motor Accidents Authority Fund in relation to the additional expenditures to be made from that Fund, and
  - (ii) to make supplementary determinations of the contributions that will need to be made to the Fund in order to support those additional expenditures, and
- (b) provides for the continuation, in relation to existing contribution determinations, of the regime for payment of the contributions fixed by those determinations.

This Regulation is made under the *Motor Accidents Compensation Act 1999*, including section 228 (the general power to make regulations) and clause 2 of Schedule 5 (the power to make regulations of a savings or transitional nature).

## **2006 No 456**

Clause 1            Motor Accidents Compensation Amendment Regulation 2006

---

# **Motor Accidents Compensation Amendment Regulation 2006**

under the

Motor Accidents Compensation Act 1999

### **1 Name of Regulation**

This Regulation is the *Motor Accidents Compensation Amendment Regulation 2006*.

### **2 Commencement**

This Regulation commences on 18 August 2006.

### **3 Amendment of Motor Accidents Compensation Regulation 2005**

The *Motor Accidents Compensation Regulation 2005* is amended as set out in Schedule 1.

---

## Schedule 1 Amendment

(Clause 3)

### Part 3A

Insert after Part 3:

### Part 3A Provisions consequent on enactment of Motor Accidents Compensation Amendment Act 2006

#### 16A Definition

In this Part:

*the 2006 amending Act* means the *Motor Accidents Compensation Amendment Act 2006*.

#### 16B Supplementary estimates and determinations

The Authority is required, as soon as practicable after the commencement of this Part, to exercise its functions under sections 213 and 214 of the Act, as amended by the 2006 amending Act, in relation to its estimated expenditure from the Fund during the 2006/2007 financial year in connection with:

- (a) any bulk billing arrangements under section 54 of the Act, and
- (b) any amounts payable to the RTA with respect to the RTA's functions under the Act.

**Note.** The Authority's functions under those sections, as previously in force, have already been exercised in relation to all other expenditures from the Fund.

#### 16C Payment of unpaid contributions under former section 214

Section 214 of the Act, as in force immediately before the commencement of this Part, continues to apply to any unpaid contributions under that section as if the 2006 amending Act had not been enacted.

**Note.** Clause 23 of Schedule 5 to the Act provides that amounts received into the Fund in relation to such contributions are taken to have been received as if they had been collected by an insurer from persons to whom third-party policies have been issued.