



New South Wales

Civil Liability (Non-economic Loss) Order 2010

under the

Civil Liability Act 2002

I, the Attorney General, in pursuance of section 17 of the *Civil Liability Act 2002*, make the following Order.

Dated, this 19th day of October 2010.

JOHN HATZISTERGOS, MLC
Attorney General

Explanatory note

The object of this Order is to adjust, for the year commencing 1 October 2010, the amount that may be awarded for damages for non-economic loss under the *Civil Liability Act 2002* (*the Act*).

Section 17 of the Act requires the Minister to declare the amount in each year. The amount is to be indexed by reference to movements in average weekly earnings.

An amount specified in this Order applies to the exclusion of the corresponding amount specified in section 16 of the Act.

This Order also repeals and consolidates all previous orders made under section 17 of the Act.

2010 No 606

Clause 1 Civil Liability (Non-economic Loss) Order 2010

Civil Liability (Non-economic Loss) Order 2010

under the

Civil Liability Act 2002

1 Name of Order

This Order is the *Civil Liability (Non-economic Loss) Order 2010*.

2 Commencement

This Order commences on the day on which it is published on the NSW legislation website.

3 Maximum amount of damages for non-economic loss

It is declared that, on and from the date specified in Column 1 of the Table to this clause, the amount that is to apply for the purposes of section 16 (2) of the *Civil Liability Act 2002* is the amount specified in Column 2 of that Table opposite that specified date.

Table

Column 1	Column 2
Operative date	Maximum amount of damages for non-economic loss
1 October 2002	\$365,000
1 October 2003	\$384,500
1 October 2004	\$400,000
1 October 2005	\$416,000
1 October 2006	\$427,000
1 October 2007	\$442,000
1 October 2008	\$450,000
1 October 2009	\$473,500
1 October 2010	\$500,500

4 Repeal

Every Order made under section 17 of the *Civil Liability Act 2002* before the commencement of this Order is repealed.