



New South Wales

Sporting Injuries Insurance Regulation 2014

under the

Sporting Injuries Insurance Act 1978

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

DOMINIC PERROTTET, MP
Minister for Finance and Services

Explanatory note

The object of this Regulation is to remake, with minor changes, the provisions of the *Sporting Injuries Insurance Regulation 2009*, which is repealed on 1 September 2014 by section 10 (2) of the *Subordinate Legislation Act 1989*.

This Regulation makes provision with respect to the following:

- (a) the interest rates chargeable under section 11A (6) (b) of the *Sporting Injuries Insurance Act 1978* (*the Act*),
- (b) the funeral expenses payable under section 27 (1) of the Act,
- (c) the compensation payable under Table A in Schedule 1 to the Act.

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

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely, matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

Contents

	Page
1 Name of Regulation	3
2 Commencement	3
3 Definitions	3
4 Prescribed interest rate	3
5 Funeral expenses	3
6 Prescribed percentage of permanent loss	3
7 Saving	4

Sporting Injuries Insurance Regulation 2014

under the

Sporting Injuries Insurance Act 1978

1 Name of Regulation

This Regulation is the *Sporting Injuries Insurance Regulation 2014*.

2 Commencement

This Regulation commences on 1 September 2014 and is required to be published on the NSW legislation website.

Note. This Regulation replaces the *Sporting Injuries Insurance Regulation 2009* which is repealed on 1 September 2014 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definitions

(1) In this Regulation:

the Act means the *Sporting Injuries Insurance Act 1978*.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Prescribed interest rate

For the purposes of section 11A (6) (b) of the Act, the rate of interest prescribed is the rate for the time being prescribed under section 101 of the *Civil Procedure Act 2005* for payment of interest on a judgment debt.

5 Funeral expenses

For the purposes of section 27 (3) of the Act, the amount prescribed is:

- (a) \$9,000, or
- (b) if a different amount was prescribed under that subsection on the date that the person, in respect of whom the application is made, died—that other amount.

6 Prescribed percentage of permanent loss

For the purposes of Table A in Schedule 1 to the Act, the prescribed percentage of permanent loss with respect to an injury occurring on or after the commencement of this Regulation is as follows:

- (a) for paragraph (a) of Part 1 and paragraph (a) of Part 2, in the case of the permanent loss of the use of the whole, or of the greater part, of either arm or either leg—30 per cent,
- (b) for paragraph (a) of item 1 of Part 4, in the case of permanent loss of hearing in both ears—10 per cent,
- (c) in all other cases—50 per cent.

7 Saving

Any act, matter or thing that, immediately before the repeal of the *Sporting Injuries Insurance Regulation 2009*, had effect under that Regulation continues to have effect under this Regulation.