



New South Wales

# Personal Injury Commission (Amendment No 2) Rule 2023

under the

Personal Injury Commission Act 2020

The Personal Injury Commission Rule Committee has made the following rule of court under the *Personal Injury Commission Act 2020*.

KATHRYN CAMP  
Secretary of the Rule Committee

## Explanatory note

The object of this Rule is to amend the *Personal Injury Commission Rules 2021* as a consequence of amendments made to the *Motor Accident Injuries Act 2017* by the *Motor Accident Injuries Amendment Act 2022*.

## **Personal Injury Commission (Amendment No 2) Rule 2023**

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### **1 Name of Rule**

This Rule is the *Personal Injury Commission (Amendment No 2) Rule 2023*.

### **2 Commencement**

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

### **3 Amendment of Personal Injury Commission Rules 2021**

#### **(1) Rule 94 Application for assessment of claim for damages**

Omit the note to rule 94(1).

#### **(2) Rule 95 Application for approval of damages settlement**

Omit rule 95(2).

#### **(3) Rule 105 Application for assessment of medical dispute**

Insert after rule 105(2)—

(2A) Subrules (1) and (2) do not apply to a medical dispute about the degree of permanent impairment of the injured person that has resulted from injury caused by the motor accident.

(2B) A claimant or insurer may lodge an application to refer a medical dispute of the kind specified in subrule (2A) for assessment under Division 7.5 of the MAI Act at any time.