

Act 1994 No. 10

**WORKERS COMPENSATION LEGISLATION (FURTHER
AMENDMENT) BILL 1992***

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The objects of this Bill are:

- (a) to improve, and simplify the benefit provisions for partially incapacitated workers (both in respect of the “job-seeking and rehabilitation training” special benefits and the “make-up” ordinary benefits payable after the worker ceases to be entitled to those special benefits); and
- (b) to provide for the amalgamation of the separate statutory funds managed by an insurer (currently, separate funds are established for premiums received in each financial year); and
- (c) to extend the provisions for the licensing of self-insurers so that a holding company may be issued with a group licence to cover it and its nominated subsidiaries; and
- (d) to provide that Government employers covered by the Treasury managed fund scheme are to be regarded as a group of licensed self-insurers for workers compensation purposes; and
- (e) to make consequential changes to the Workers Compensation Act 1987 as a result of the privatisation of GIO; and
- (f) to make other miscellaneous changes to the Workers Compensation Act 1987, including an increase in the compensation payable for severe facial or bodily disfigurement, the closure of the category of specialised workers compensation insurers (other than domestic workers insurance) and changes by way of statute law revision; and

* Amended in committee—see table at end of volume.

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- (g) to make miscellaneous changes to the Workers' Compensation (Dust Diseases) Act 1942 relating to the administration of the compensation scheme under that Act; and
- (h) to amend the Motor Vehicles (Third Party Insurance) Act 1942 with respect to work-related motor vehicle accidents affected by the decision in *Nikolovsky v GIO and Anor.*

A detailed explanation of each amendment is set out in the proposed Act after the amendment concerned.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act is to commence on a day or days appointed by the Governor-in-Council.

Clause 3 gives effect to the Schedules of amendments to the Workers Compensation Act 1987.

Clause 4 gives effect to the Schedule of amendments to the Workers' Compensation (Dust Diseases) Act 1942.

Clause 5 gives effect to the Schedule of amendments to the Motor Vehicles (Third Party Insurance) Act 1942.

Clause 6 provides that the explanatory notes set out in the proposed Act do not form part of that Act.

Schedules 1–5 contain the amendments to the Workers Compensation Act 1987.

Schedule 6 contains the amendments to the Workers' Compensation (Dust Diseases) Act 1942.

Schedule 7 contains the amendments to the Motor Vehicles (Third Party Insurance) Act 1942.
