
Motor Accidents Compensation Amendment Bill 2009

Amendment proposed by Legislative Council on 13 May 2009.

Page 3, Schedule 1. Insert after line 16:

[4] Section 47A

Insert after section 47:

47A Payment not required in relation to conduct that constitutes a serious offence

- (1) Payment for treatment expenses or lost earnings is not required under this Part if:
 - (a) the injury to the injured person occurred at the time of, or following, conduct of that person that, on the balance of probabilities, constitutes a serious offence, and
 - (b) that conduct contributed materially to the injury or to the risk of injury.
- (2) A *serious offence* is an offence punishable by imprisonment for 6 months or more.
- (3) This section operates whether or not a person whose conduct is alleged to constitute an offence has been, will be or is capable of being proceeded against or convicted of any offence concerned.