

[Act 2000 No 46]



New South Wales

Workplace Injury Management and Workers Compensation Amendment (Private Insurance) Bill 2000

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Workplace Injury Management and Workers Compensation Act 1998*:

- (a) to defer, to a date to be appointed by the Governor by order published in the Gazette, the coming into operation of arrangements for the private underwriting of workers compensation insurance, and
 - (b) to authorise the making of regulations to modify the operation of the insurance provisions of the Act, with any such regulations to be automatically revoked 12 months after the coming into operation of the private insurance underwriting arrangements, and
 - (c) to omit a spent provision.
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Explanatory note

Under the Act as currently in force, private underwriting would have come into operation on 1 October 2000 (unless an earlier date had been appointed by proclamation).

This Bill also amends the *Workers Compensation Act 1987* to authorise the making of savings and transitional regulations consequent on the enactment of these amendments.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent.

Clause 3 is a formal provision giving effect to the amendments to the *Workplace Injury Management and Workers Compensation Act 1998* set out in Schedule 1.

Clause 4 is a formal provision giving effect to the amendment to the *Workers Compensation Act 1987* set out in Schedule 2.

Schedule 1 [1] replaces the definition of *private insurance start time* in section 4 (1) of the Principal Act (being the time at which the private underwriting of workers compensation insurance will commence) to give effect to paragraph (a) of the objects outlined above.

Schedule 1 [2] gives effect to paragraph (b) of the objects outlined above.

Schedule 1 [3] omits section 145 of the Principal Act, which is a spent provision.

Schedule 2 amends Schedule 6 (Savings, transitional and other provisions) to the *Workers Compensation Act 1987* to authorise the making of regulations of a savings or transitional nature consequent on the enactment of the Schedule 1 amendments.