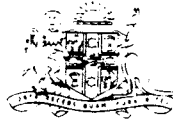


WORKERS COMPENSATION (AMENDMENT) BILL 1989

NEW SOUTH WALES



EXPLANATORY NOTE

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

The objects of this Bill are:

- (a) to exclude a claim for workers compensation for injuries received by a worker on a journey between the worker's home and place of employment (and certain other journeys) if the injury was caused wholly or partly by the fault of the worker; and
 - (b) to exclude such journey claims if the injury occurred between the worker's dwelling and the boundary of the land or if the injury resulted from the medical or other condition of the worker; and
 - (c) to repeal amendments contained in the Workers Compensation (Benefits) Amendment Act 1989 (but not commenced) relating to journey claims; and
 - (d) to provide that a licensed insurer is not required to pay workers compensation claims if there are insufficient funds in the relevant statutory premiums fund of the insurer to meet the claim - in any such case payment by the insurer is postponed and interim payments are to be made by the WorkCover Authority from the Premiums Adjustment Fund; and
 - (e) to enable lump sum compensation to be paid for severe bodily disfigurement in addition to severe facial disfigurement; and
 - (f) to provide that the maximum amount to be paid from the WorkCover Authority Fund to meet the costs of the Compensation Court is to be determined by the Attorney General after consultation with the Minister for Industrial Relations; and
 - (g) to make other consequential amendments.
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Workers Compensation (Amendment) 1989

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 proclamation.

Clause 3 is a formal provision that gives effect to the Schedules of amendments to the Workers Compensation Act 1987.

Clause 4 amends the WorkCover Administration Act 1989 to give effect to the object referred to in paragraph (f).

Clause 5 repeals the amendments to be made by the Workers Compensation (Benefits) Amendment Act 1989 referred to in paragraph (c).

Schedule 1 contains the amendments to the Workers Compensation Act 1987 to give effect to the objects referred to in paragraphs (a) and (b).

Schedule 2 contains an amendment to the Workers Compensation Act 1987 to give effect to the object referred to in paragraph (d).

Schedule 3 contains the amendments to the Workers Compensation Act 1987 to give effect to the object referred to in paragraph (e).
