

Motor Accident Injuries (Indexation) Order 2017

[2017-523]



New South Wales

Status Information

Currency of version

Historical version for 1 April 2022 to 30 September 2022 (accessed 21 May 2024 at 7:45)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Does not include amendments by**
[Motor Accident Injuries \(Indexation\) Amendment Order \(No 2\) 2022 \(560\)](#) (not commenced — to commence on 1.10.2022)

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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Motor Accident Injuries (Indexation) Order 2017



New South Wales

1 Name of Order

This Order is the *Motor Accident Injuries (Indexation) Order 2017*.

2 Commencement

This Order commences on the day on which sections 3.9 and 4.22 of the *Motor Accident Injuries Act 2017* commence.

3 Definition

(1) In this Order—

the Act means the *Motor Accident Injuries Act 2017*.

Note—

The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Order.

(2) Notes included in this Order do not form part of this Order.

4 Section 3.9: Maximum weekly statutory benefits amount

It is declared that, on and from the date specified in Column 1 of the Table to this clause, the maximum weekly statutory benefits amount for the purposes of Division 3.3 of the Act is the amount specified in Column 2 of that Table opposite that specified date.

Table

Column 1	Column 2
Operative date	Maximum weekly statutory benefits amount
1 October 2017	\$3,899
1 October 2018	\$4,039
1 October 2019	\$4,180
1 October 2020	\$4,364

1 October 2021 \$4,403

4A Section 3.22: Indexation of weekly statutory benefits

For the purposes of section 3.22 (3) of the Act, the number that equates to the factor $\frac{B}{C}$

for the purposes of the variation of the amount of a weekly payment of statutory benefits required on the review date specified in Column 1 of the Table to this clause is the number specified opposite the review date in Column 2 of the Table.

Table

Column 1	Column 2
Review date	Factor $\frac{B}{C}$
1 April 2018	1.019
1 October 2018	1.016
1 April 2019	1.011
1 October 2019	1.022
1 April 2020	1.015
1 October 2020	1.033
1 April 2021	1.005
1 October 2021	1.004
1 April 2022	0.999

Note—

Under the Act, section 3.22(5)(a), the variation for 1 April 2022 is deemed not to have taken effect. Accordingly, the amount of a weekly payment of statutory benefits will not be varied from 1 April 2022. However, under the Act, section 3.22(5)(b), this variation will be offset against the next variation that results in an increase in the amount of a weekly payment of statutory benefits.

5 Section 4.22: Indexation of maximum for non-economic loss damages

It is declared that, on and from the date specified in Column 1 of the Table to this clause, the maximum amount of damages that may be awarded for non-economic loss as a result of an injury caused by a motor accident to which the Act applies is the amount specified in Column 2 of that Table opposite that specified date.

Table

Column 1

Column 2

Operative date

Maximum amount of damages for non-economic loss

1 October 2017	\$527,000
1 October 2018	\$546,000
1 October 2019	\$565,000
1 October 2020	\$590,000
1 October 2021	\$595,000