

# Motor Accidents Compensation (Determination of Loss) Order 2009

[2009-489]



New South Wales

## Status Information

### Currency of version

Current version for 1 October 2021 to date (accessed 5 May 2024 at 19:14)

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.

### 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](#).

File last modified 1 October 2021

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# Motor Accidents Compensation (Determination of Loss) Order 2009



New South Wales

**1 Name of Order**

This Order is the *Motor Accidents Compensation (Determination of Loss) Order 2009*.

**2 Commencement**

This Order commences on 1 October 2009 and is required to be published in the Gazette.

**3 Section 125: Damages for past or future economic loss—maximum for loss of earning etc**

It is declared that, on and from the date specified in Column 1 of the Table to this clause, in the case of an award under section 125(1) of the *Motor Accidents Compensation Act 1999*, the court is to disregard the amount (if any) by which an injured or deceased person’s net weekly earnings would (but for the injury or death) have exceeded the amount specified in Column 2 of that Table opposite that specified date.

**Table**

| Column 1       | Column 2  |
|----------------|---|
| Operative date | Amount of maximum loss of earning etc (net weekly earnings) |
| 1 October 2000 | \$2,603   |
| 1 October 2001 | \$2,712   |
| 1 October 2002 | \$2,834   |
| 1 October 2003 | \$3,021   |
| 1 October 2004 | \$3,127   |
| 1 October 2005 | \$3,296   |
| 1 October 2006 | \$3,362   |
| 1 October 2007 | \$3,500   |

|                |         |
|----------------|---------|
| 1 October 2008 | \$3,584 |
| 1 October 2009 | \$3,749 |
| 1 October 2010 | \$3,966 |
| 1 October 2011 | \$4,129 |
| 1 October 2012 | \$4,236 |
| 1 October 2013 | \$4,376 |
| 1 October 2014 | \$4,512 |
| 1 October 2015 | \$4,688 |
| 1 October 2016 | \$4,777 |
| 1 October 2017 | \$4,834 |
| 1 October 2018 | \$5,008 |
| 1 October 2019 | \$5,184 |
| 1 October 2020 | \$5,412 |
| 1 October 2021 | \$5,461 |

#### **4 Section 134: Maximum amount of damages for non-economic loss**

It is declared that, on and from the date specified in Column 1 of the Table to this clause, the maximum amount that may be awarded for non-economic loss of an injured person as a consequence of a motor accident is the amount specified in Column 2 of that Table opposite that specified date.

##### **Table**

| <b>Column 1</b>       | <b>Column 2</b>  |
|-----------------------|--|
| <b>Operative date</b> | <b>Maximum amount of damages for non-economic loss</b> |
| 1 October 2000        | \$271,000  |
| 1 October 2001        | \$296,000  |
| 1 October 2002        | \$309,000  |
| 1 October 2003        | \$329,000  |
| 1 October 2004        | \$341,000  |
| 1 October 2005        | \$359,000  |
| 1 October 2006        | \$366,000  |

|                |           |
|----------------|-----------|
| 1 October 2007 | \$381,000 |
| 1 October 2008 | \$390,000 |
| 1 October 2009 | \$408,000 |
| 1 October 2010 | \$432,000 |
| 1 October 2011 | \$450,000 |
| 1 October 2012 | \$462,000 |
| 1 October 2013 | \$477,000 |
| 1 October 2014 | \$492,000 |
| 1 October 2015 | \$511,000 |
| 1 October 2016 | \$521,000 |
| 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 |

## **5 Repeal**

Every Order made under section 146 of the *Motor Accidents Compensation Act 1999* before the commencement of this Order is repealed.