

Motor Accident Injuries (Indexation) Order 2017

[2017-523]



New South Wales

Status Information

Currency of version

Current version for 1 October 2022 to date (accessed 13 May 2024 at 1:13)

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Provisions in force

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

Authorisation

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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
1 October 2022	\$4,476

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.

1 October 2022	1.017
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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
1 October 2022	\$605,000