

LEGISLATIVE ASSEMBLY

**WORKPLACE INJURY REHABILITATION AND COMPENSATION
AMENDMENT BILL 2025**

(Amendments and New Clause to be moved by Mr Ben Carroll)

1. Clause 7, line 3, omit "237, 237A" and insert "237, 237AA, 237A".
2. Clause 9, line 14, omit "237, 237A" and insert "237, 237AA, 237A".
3. Clause 10, line 17, omit "237 or 237A" and insert "237, 237AA or 237A".
4. Clause 14, omit this clause.
5. Clause 15, line 19, omit "section" and insert "sections 237AA and".
6. Clause 15, after line 20 insert—

"237AA Other dependants

 - (1) If a worker leaves—
 - (a) one or more dependants, whether dependent partners or dependent children or partially dependent partners; and
 - (b) any other person who is to any extent dependent on the worker's earnings—

each person referred to in paragraph (b) is entitled to an amount of compensation, being a sum not exceeding \$20 000, which the court, Authority or self-insurer considers is reasonable and appropriate to the injury to that person.
 - (2) To avoid doubt, a determination of the amount of compensation to which a dependant is entitled under section 236 or 237 is not affected by, and does not affect, a determination of the amount of compensation to which a dependant is entitled under subsection (1).'
7. Clause 15, line 21, omit "'237A'" and insert "237A".
8. Clause 16, line 7, omit "237, 237A" and insert "237, 237AA, 237A".
9. Clause 17, line 10, omit "237 or 237A" and insert "237, 237AA or 237A".
10. Clause 26, line 26, omit "237, 237A" and insert "237, 237AA, 237A".
11. Clause 32, line 7, omit "item 37" and insert "item 38".
12. Clause 32, lines 8 to 10, omit all words and expressions on these lines and insert—

'Principal Act **insert**—

"38A

Section 237AA(1)—\$20 000

38B

Section 237A(1)—\$10 000'.

13. Clause 42, omit this clause.

14. Clause 43, after line 31 insert—

'(1A) After section 92A(8B) of the **Accident Compensation Act 1985** insert—

"(8C) If a worker leaves—

(a) one or more dependants, whether dependent partners or dependent children or partially dependent partners; and

(b) any other person who is to any extent dependent on the worker's earnings—

each person referred to in paragraph (b) is entitled to an amount of compensation, being a sum not exceeding \$20 000, which the court, Authority or self-insurer considers is reasonable and appropriate to the injury to that person.

(8D) To avoid doubt, a determination of the amount of compensation to which a dependant is entitled under subsection (4), (5), (6), (7), (8), (8A) or (8B) is not affected by, and does not affect, a determination of the amount of compensation to which a dependant is entitled under subsection (8C).".'

15. Clause 43, page 33, line 7, omit '\$10 000.'" and insert "\$10 000.".

16. Clause 43, page 33, after line 7 insert—

'(11B) Subsection (3) does not apply to an amount of compensation payable under subsection (11A).".'

17. Clause 52, line 30, omit "Before item 3" and insert "After item 13".

18. Clause 52, line 31, omit all words and expressions on that line and insert—

'Accident Compensation Act 1985 insert—

"13A

Section 92A(8C)—\$20 000".'

NEW CLAUSE

19. Insert the following New Clause to follow Clause 13—

'13A How compensation for death of worker determined

In section 235 of the Principal Act, for "237" **substitute** "237, 237AA".'