

LEGISLATIVE ASSEMBLY

ACCIDENT COMPENSATION AMENDMENT BILL 2009

(Amendments to be moved by Mr Holding)

1. Clause 33, after line 10 insert—
'() In section 114 of the **Accident Compensation Act 1985**—
 - (a) in subsection (8), **omit** "within the meaning of section 93CA(1)";
 - (b) in subsections (9) and (13)(c), **omit** "within the meaning of section 93CB(1)".'
2. Clause 33, after line 26 insert—
'(b) in section 114B—
 - (i) in subsections (1)(a), (1A) and (2), **omit** "within the meaning of section 93CB(1)";
 - (ii) in subsection (3), for "93CC(1)" **substitute** "93C(1)";
 - (iii) in subsection (3), for "93CB" **substitute** "93B";
 - (iv) in subsections (3), (4) and (5), **omit** "within the meaning of section 93CB(1)";
 - (v) in subsection (5), for "93CC(1)" **substitute** "93C(1)".'
3. Clause 54, page 89, line 28, after "sustained" insert "on or after 3 December 2003 and".
4. Clause 54, page 90, line 11, after "sustained" insert "on or after 3 December 2003 and".
5. Clause 54, page 90, line 17, omit 'force.'" and insert "force.".
6. Clause 54, page 90, after line 17 insert—
'(3AC) In relation to a relevant injury sustained before 3 December 2003—
 - (a) a reference to an amount in dollars referred to in subsection (3)(b) is a reference to the corresponding amount in dollars applying at the time of the injury under section 98C(2)(b) as then in force in respect of permanent impairment;
 - (b) a reference to an amount in dollars referred to in subsection (3)(c) is a reference to the corresponding amount in dollars applying at the time of the injury under section 98C(2)(c) as then in force in respect of permanent impairment.
(3AD) In relation to a relevant injury sustained before 3 December 2003, a reference to an amount in dollars referred to in paragraph (b) or (c) of

section 98C(2) is a reference to the corresponding amount in dollars applying at the time of the injury under that paragraph as then in force.".'.

7. Clause 191, page 326, line 29, omit "10894)" and insert "108(4)".
8. Clause 191, page 328, line 28, omit "1114(2)(ii)" and insert "114(2)(c)(ii)".
9. Clause 191, page 330, lines 2 to 6, omit all words and expressions on these lines.
10. Clause 191, page 330, line 7, omit "(2)" and insert "(1)".
11. Clause 191, page 330, line 13, omit "(3)" and insert "(2)".
12. Clause 191, page 330, line 18, omit "(4)" and insert "(3)".
13. Clause 191, page 336, line 12, omit "3A" and insert "3AA".
14. Clause 191, page 336, line 14, omit "3A" and insert "3AA".
15. Clause 191, page 337, line 32, omit "in" and insert "to—".
16. Clause 191, page 337, line 33, omit "respect of a claim given, served or lodged—" and insert—
 - "(a) claims given, served or lodged on and after the commencement date;
 - (b) section 105 medical certificates given, served or lodged after the commencement date."
17. Clause 191, page 338, lines 1 to 8, omit all words and expressions on these lines.
18. Clause 191, page 338, line 33, omit "in respect of a claim—" and insert "to section 105 medical certificates given, served or lodged on or after the commencement date".
19. Clause 191, page 339, lines 1 to 6, omit all words and expressions on these lines.
20. Clause 191, page 339, line 16, omit "section 156(2) or" and insert "sections 156(2) and".
21. Clause 191, page 339, line 32, omit "(3)" and insert "(2)".
22. Clause 191, page 339, line 34, after "date" insert 'as if in section 115A(2) for "period specified in subsection (3)" were substituted "employment obligation period within the meaning of section 194(1)''.