



New South Wales

Motor Accidents (Lifetime Care and Support) Amendment Bill 2014

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to make the following changes to the Scheme under the *Motor Accidents (Lifetime Care and Support) Act 2006* which provides for the treatment and care needs of persons injured in motor accidents who are in need of lifetime care and support:

- (a) to clarify that the Lifetime Care and Support Authority may satisfy its liability to pay for expenses incurred in relation to an injured person's treatment and care needs by making a reasonable contribution to alternative expenditure that the Authority is satisfied will provide for those needs in a cost effective manner,
- (b) to enable the Authority to enter into contracts with other local or interstate insurers and authorities with similar functions for the purpose of providing services to injured persons who are eligible under similar lifetime care schemes.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Motor Accidents (Lifetime Care and Support) Act 2006 No 16

Schedule 1 [1] provides that the Authority has the option of satisfying its liability under the Act to pay for expenses incurred in relation to a Scheme participant's assessed treatment and care

needs by making a reasonable contribution to alternative expenditure that the Authority is satisfied will provide for those same needs in a cost effective manner.

Schedule 1 [3] enables the Authority to enter into arrangements with other insurers and authorities with similar functions, both in New South Wales and in other States or Territories, for the purpose of the Authority exercising functions on their behalf to provide treatment, rehabilitation, care and support services to persons who have been accepted as eligible participants in similar lifetime care schemes. **Schedule 1 [2]** provides for the Authority to delegate any of its functions under any such arrangements.

Schedule 1 [4] provides for payments and receipts under the arrangements referred to in Schedule 1 [3] to be accounted for separately within the Fund kept under the Act and not to affect contributions to the funding of the Scheme by third-party insurance policy holders.