

WORKERS COMPENSATION LEGISLATION AMENDMENT (FIREFIGHTERS) BILL 2018

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Schedule of the amendments referred to in the Legislative Council's message of 22 November 2018.

No. 1 **OPP No. 1 [c2018-163]**

Page 5, Schedule 1 [3] (proposed clause 1 (2) (a) and (b) of Part 19K of Schedule 6), lines 14–21. Omit all words on those lines. Insert instead:

- (a) a claim for compensation has been made under the relevant compensation Act in respect of the disease before the commencement of the eligibility provision, and liability for the claim has been denied on the ground that:
  - (i) the disease was not contracted in the course of the worker's employment, or
  - (ii) the employment was not a contributing factor, or a substantial contributing factor, to contracting the disease, or
- (b) a claim for compensation is made under the relevant compensation Act in respect of the disease within 6 months after the commencement of the eligibility provision.

No. 2 **OPP No. 2 [c2018-163]**

Page 5, Schedule 1 [3] (proposed clause 1 (4) of Part 19K of Schedule 6), lines 25–34. Omit all words on those lines. Insert instead:

- (4) A further claim for compensation may be made under the relevant compensation Act in respect of an existing disease if the claim has been made, and liability for the claim has been denied, as referred to in subclause (2) (a) (whether or not the claim has also been the subject of proceedings in the Commission or a court).

No. 3 **GRNS No. 2 [c2018-179B]**

Page 6, Schedule 1 [3] (proposed clause 2 of Part 19K of Schedule 6). Insert after line 9:

- (4) As soon as practicable after the period of 12 months from the commencement of this clause, the Law and Justice Committee of the Legislative Council is to review the operation of clause 1.
  - (5) The review under subclause (4) is to consider:
    - (a) the cost of claims for compensation resulting from the operation of clause 1, and
    - (b) the equity and ongoing costs of extending the application of the eligibility provisions to existing diseases contracted on or after 4 July 2011 as provided by that clause.
  - (6) The Law and Justice Committee is to report to Parliament on the outcome of the review under subclause (4).
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