

c2018-163
OPP--OPPOSITION

LEGISLATIVE COUNCIL

Workers Compensation Legislation Amendment (Firefighters) Bill 2018

First print

Proposed amendments

No. 1 **Existing diseases**

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 **Existing diseases**

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).