This PUBLIC BILL *originated in the* LEGISLATIVE ASSEMBLY, *and, having this day passed, is now ready for presentation to the* LEGISLATIVE COUNCIL *for its concurrence.*

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 11 *March,* 1970.

New South Wales

ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

* *

Act No. , 1970.

An Act to enable the Uninsured Liability Scheme constituted by the Workers' Compensation Act, 1926, to operate in respect of compensation awarded in a certain award of The Workers' Compensation Commission of New South Wales; to provide for the payment from the fund constituted by that Act of an amount equal to certain amounts paid under and in respect of that award; and for purposes connected therewith.

BE

6683 211—

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Workers' Compensation (Uninsured Liability Scheme) Act, 1970". Short title.

2. In this Act— Definitions.

"the award" means the award of compensation made by His Honour Judge Wall of the Commission on the thirtieth day of May, one thousand nine hundred and sixty-one, in respect of the application number 2521 of 1960 in which Bertie Roy McNellee (in this Act referred to as "the worker") was the applicant and the Council was the respondent;

"the Commission" means The Workers' Compensation Commission of New South Wales;

"the Council" means the Council of the Shire of Bellingen;

"the fund" means the fund constituted by section forty-one of the Principal Act;

"the Principal Act" means the Workers' Compensation Act, 1926;

"the Scheme" means the Uninsured Liability Scheme constituted by section 18c of the Principal Act.

3. (1) For the purposes of the Principal Act— Application of Scheme to the worker.

(a) the worker shall be deemed to have, immediately before the commencement of this Act, duly made a claim under the Scheme in respect of so much of the compensation as was awarded in the award and not paid at that commencement and to have been eligible to make the claim; and

(b)

(b) the Commission shall be deemed to have duly approved the claim,

and subsection three of section 18c of the Principal Act and the other provisions of the Principal Act (subsection six of section 18c excepted) shall apply accordingly.

(2) A reference in subsection one of this section to the compensation awarded in the award and not paid at the commencement of this Act includes a reference to the compensation that would have been payable under the award after the commencement of this Act if section five of this Act had not been enacted.

Payments to the Council from the fund.

4. The Commission shall pay to the Council from the fund an amount equal to the compensation which the Council has paid under the award before the commencement of this Act, together with all such costs and expenses as the Council has, in the opinion of the Commission, reasonably incurred in connection with the application for the award and legal proceedings arising from the award.

Cesser of liability under the award.

5. (1) Notwithstanding anything in the Principal Act, the Council shall not be liable to pay, under the award, any compensation not paid at the commencement of this Act.

(2) Any judgment against the Council entered in any court in respect of compensation payable under the award is, to the extent to which it has not been satisfied at the commencement of this Act, hereby set aside.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970
[5c]

No. , 1970.

A BILL

To enable the Uninsured Liability Scheme constituted by the Workers' Compensation Act, 1926, to operate in respect of compensation awarded in a certain award of The Workers' Compensation Commission of New South Wales; to provide for the payment from the fund constituted by that Act of an amount equal to certain amounts paid under and in respect of that award; and for purposes connected therewith.

[MR WILLIS—4 *March*, 1970.]

BE

6683 211—

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Workers' Compensation (Uninsured Liability Scheme) Act, 1970". Short title.

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"the award" means the award of compensation made by His Honour Judge Wall of the Commission on the thirtieth day of May, one thousand nine hundred and sixty-one, in respect of the application number 2521 of 1960 in which Bertie Roy McNellee (in this Act referred to as "the worker") was the applicant and the Council was the respondent;

"the Commission" means The Workers' Compensation Commission of New South Wales;

"the Council" means the Council of the Shire of Bellingen;

"the fund" means the fund constituted by section forty-one of the Principal Act;

"the Principal Act" means the Workers' Compensation Act, 1926;

"the Scheme" means the Uninsured Liability Scheme constituted by section 18c of the Principal Act.

3. (1) For the purposes of the Principal Act— Application of Scheme to the worker.

(a) the worker shall be deemed to have, immediately before the commencement of this Act, duly made a claim under the Scheme in respect of so much of the compensation as was awarded in the award and not paid at that commencement and to have been eligible to make the claim; and

(b)

(b) the Commission shall be deemed to have duly approved the claim,

and subsection three of section 18c of the Principal Act and the other provisions of the Principal Act (subsection six of section 18c excepted) shall apply accordingly.

(2) A reference in subsection one of this section to the compensation awarded in the award and not paid at the commencement of this Act includes a reference to the compensation that would have been payable under the award after the commencement of this Act if section five of this Act had not been enacted.

Payments to the Council from the fund.

4. The Commission shall pay to the Council from the fund an amount equal to the compensation which the Council has paid under the award before the commencement of this Act, together with all such costs and expenses as the Council has, in the opinion of the Commission, reasonably incurred in connection with the application for the award and legal proceedings arising from the award.

Cesser of liability under the award.

5. (1) Notwithstanding anything in the Principal Act, the Council shall not be liable to pay, under the award, any compensation not paid at the commencement of this Act.

(2) Any judgment against the Council entered in any court in respect of compensation payable under the award is, to the extent to which it has not been satisfied at the commencement of this Act, hereby set aside.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970
[5c]

PROOF

WORKERS' COMPENSATION (UNINSURED LIABILITY SCHEME) BILL, 1970

EXPLANATORY NOTE

THE objects of this Bill are—

(a) to enable the Uninsured Liability Scheme constituted by the Workers' Compensation Act, 1926, to operate in respect of unpaid compensation awarded in favour of Bertie Roy McNellee against the Council of the Shire of Bellingen;

(b) to provide for the payment to that Council from the fund constituted by that Act of an amount equal to the compensation already paid under that award, together with costs and expenses incurred by it in connection with the award;

(c) to relieve that Council of further liability to make payments under that award; and

(d) to make other provisions of an ancillary character.

6683 211—

PROOF

No. , 1970.

A BILL

To enable the Uninsured Liability Scheme constituted by the Workers' Compensation Act, 1926, to operate in respect of compensation awarded in a certain award of The Workers' Compensation Commission of New South Wales; to provide for the payment from the fund constituted by that Act of an amount equal to certain amounts paid under and in respect of that award; and for purposes connected therewith.

[MR WILLIS—4 *March*, 1970.]

BE

6683 211—

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Workers' Compensation (Uninsured Liability Scheme) Act, 1970". Short title.

2. In this Act— Definitions.

"the award" means the award of compensation made by His Honour Judge Wall of the Commission on the thirtieth day of May, one thousand nine hundred and sixty-one, in respect of the application number 2521 of 1960 in which Bertie Roy McNellee (in this Act referred to as "the worker") was the applicant and the Council was the respondent;

"the Commission" means The Workers' Compensation Commission of New South Wales;

"the Council" means the Council of the Shire of Bellingen;

"the fund" means the fund constituted by section forty-one of the Principal Act;

"the Principal Act" means the Workers' Compensation Act, 1926;

"the Scheme" means the Uninsured Liability Scheme constituted by section 18c of the Principal Act.

3. (1) For the purposes of the Principal Act— Application of Scheme to the worker.

(a) the worker shall be deemed to have, immediately before the commencement of this Act, duly made a claim under the Scheme in respect of so much of the compensation as was awarded in the award and not paid at that commencement and to have been eligible to make the claim; and

(b)

(b) the Commission shall be deemed to have duly approved the claim,

and subsection three of section 18c of the Principal Act and the other provisions of the Principal Act (subsection six of section 18c excepted) shall apply accordingly.

(2) A reference in subsection one of this section to the compensation awarded in the award and not paid at the commencement of this Act includes a reference to the compensation that would have been payable under the award after the commencement of this Act if section five of this Act had not been enacted.

Payments to the Council from the fund.

4. The Commission shall pay to the Council from the fund an amount equal to the compensation which the Council has paid under the award before the commencement of this Act, together with all such costs and expenses as the Council has, in the opinion of the Commission, reasonably incurred in connection with the application for the award and legal proceedings arising from the award.

Cesser of liability under the award.

5. (1) Notwithstanding anything in the Principal Act, the Council shall not be liable to pay, under the award, any compensation not paid at the commencement of this Act.

(2) Any judgment against the Council entered in any court in respect of compensation payable under the award is, to the extent to which it has not been satisfied at the commencement of this Act, hereby set aside.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970

New South Wales

ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

* *

Act No. 19, 1970.

An Act to enable the Uninsured Liability Scheme constituted by the Workers' Compensation Act, 1926, to operate in respect of compensation awarded in a certain award of The Workers' Compensation Commission of New South Wales; to provide for the payment from the fund constituted by that Act of an amount equal to certain amounts paid under and in respect of that award; and for purposes connected therewith. [Assented to, 26th March, 1970.]

BE

P 11373 [5c]

Workers' Compensation (Uninsured Liability Scheme).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the "Workers' Compensation (Uninsured Liability Scheme) Act, 1970".

Definitions.

2. In this Act—

"the award" means the award of compensation made by His Honour Judge Wall of the Commission on the thirtieth day of May, one thousand nine hundred and sixty-one, in respect of the application number 2521 of 1960 in which Bertie Roy McNellee (in this Act referred to as "the worker") was the applicant and the Council was the respondent;

"the Commission" means The Workers' Compensation Commission of New South Wales;

"the Council" means the Council of the Shire of Bellingen;

"the fund" means the fund constituted by section forty-one of the Principal Act;

"the Principal Act" means the Workers' Compensation Act, 1926;

"the Scheme" means the Uninsured Liability Scheme constituted by section 18c of the Principal Act.

Application of Scheme to the worker.

3. (1) For the purposes of the Principal Act—

(a) the worker shall be deemed to have, immediately before the commencement of this Act, duly made a claim under the Scheme in respect of so much of the compensation as was awarded in the award and not paid at that commencement and to have been eligible to make the claim; and

(b)

(b) the Commission shall be deemed to have duly approved the claim,

and subsection three of section 18c of the Principal Act and the other provisions of the Principal Act (subsection six of section 18c excepted) shall apply accordingly.

(2) A reference in subsection one of this section to the compensation awarded in the award and not paid at the commencement of this Act includes a reference to the compensation that would have been payable under the award after the commencement of this Act if section five of this Act had not been enacted.

Payments to the Council from the fund.

4. The Commission shall pay to the Council from the fund an amount equal to the compensation which the Council has paid under the award before the commencement of this Act, together with all such costs and expenses as the Council has, in the opinion of the Commission, reasonably incurred in connection with the application for the award and legal proceedings arising from the award.

Cesser of liability under the award.

5. (1) Notwithstanding anything in the Principal Act, the Council shall not be liable to pay, under the award, any compensation not paid at the commencement of this Act.

(2) Any judgment against the Council entered in any court in respect of compensation payable under the award is, to the extent to which it has not been satisfied at the commencement of this Act, hereby set aside.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1970

I certify that this PUBLIC BILL, *which originated in the* LEGISLATIVE ASSEMBLY, *has finally passed the* LEGISLATIVE COUNCIL *and the* LEGISLATIVE ASSEMBLY *of* NEW SOUTH WALES.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 18 *March,* 1970.

New South Wales

ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

* *

Act No. 19, 1970.

An Act to enable the Uninsured Liability Scheme constituted by the Workers' Compensation Act, 1926, to operate in respect of compensation awarded in a certain award of The Workers' Compensation Commission of New South Wales; to provide for the payment from the fund constituted by that Act of an amount equal to certain amounts paid under and in respect of that award; and for purposes connected therewith. [Assented to, 26th March, 1970.]

BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

L. A. PUNCH,
Chairman of Committees of the Legislative Assembly.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the "Workers' Compensation (Uninsured Liability Scheme) Act, 1970".

Definitions.

2. In this Act—

"the award" means the award of compensation made by His Honour Judge Wall of the Commission on the thirtieth day of May, one thousand nine hundred and sixty-one, in respect of the application number 2521 of 1960 in which Bertie Roy McNellee (in this Act referred to as "the worker") was the applicant and the Council was the respondent;

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"the fund" means the fund constituted by section forty-one of the Principal Act;

"the Principal Act" means the Workers' Compensation Act, 1926;

"the Scheme" means the Uninsured Liability Scheme constituted by section 18c of the Principal Act.

Application of Scheme to the worker.

3. (1) For the purposes of the Principal Act—

(a) the worker shall be deemed to have, immediately before the commencement of this Act, duly made a claim under the Scheme in respect of so much of the compensation as was awarded in the award and not paid at that commencement and to have been eligible to make the claim; and

(b)

(b) the Commission shall be deemed to have duly approved the claim,

and subsection three of section 18c of the Principal Act and the other provisions of the Principal Act (subsection six of section 18c excepted) shall apply accordingly.

(2) A reference in subsection one of this section to the compensation awarded in the award and not paid at the commencement of this Act includes a reference to the compensation that would have been payable under the award after the commencement of this Act if section five of this Act had not been enacted.

Payments to the Council from the fund.

4. The Commission shall pay to the Council from the fund an amount equal to the compensation which the Council has paid under the award before the commencement of this Act, together with all such costs and expenses as the Council has, in the opinion of the Commission, reasonably incurred in connection with the application for the award and legal proceedings arising from the award.

Cesser of liability under the award.

5. (1) Notwithstanding anything in the Principal Act, the Council shall not be liable to pay, under the award, any compensation not paid at the commencement of this Act.

(2) Any judgment against the Council entered in any court in respect of compensation payable under the award is, to the extent to which it has not been satisfied at the commencement of this Act, hereby set aside.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

Government House,
Sydney, 26th March, 1970.