

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.

R. E. WARD,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 2 June, 1977.*

New South Wales



ANNO VICESIMO SEXTO

ELIZABETHÆ II REGINÆ

Act No. , 1977.

An Act to amend the Riverina Insurance Company Limited and Another Insurance Company Act, 1971, with respect to the satisfaction of certain claims, judgments and awards arising from or pertaining to policies of insurance issued by the Riverina Insurance Company Limited and the Country Traders Mutual Insurance Limited.

BE

Riverina Insurance Company Limited and Another Insurance Company (Amendment).

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 "Riverina Insurance Company Limited and Another Insurance Company (Amendment) Act, 1977". Short title.

2. The Riverina Insurance Company Limited and Another Insurance Company Act, 1971, is amended— Amendment of Act No. 20, 1971.

(a) by inserting in section 2 after the definition of "Company" the following definition :— Sec. 2. (Definitions.)

15 "Contribution Fund" means the Insurers' Contribution Fund established under section 30H (1) of the Workers' Compensation Act, 1926.

(b) by inserting after section 7 the following sections :— Secs. 7A-7D.

20 7A. (1) When the Company has been dissolved, a person who would have had, but for the dissolution of the Company, an entitlement to payment of any amount arising from or pertaining to any policy of insurance issued by the Company, other than an entitlement to payment of an amount under section 7, shall be entitled to payment of that amount out of the Contribution Fund. Entitlements payable after dissolution of the Company.

25

(2)

Riverina Insurance Company Limited and Another Insurance Company (Amendment).

5 (2) A person referred to in subsection (1) may make a claim against the Government Insurance Office, as manager of the Contribution Fund, in respect of an entitlement to payment of an amount under that subsection.

7B. The Government Insurance Office, as manager of the Contribution Fund—

- 10 (a) may in all respects deal with and finalise a claim made under section 7A (2); and
- 15 (b) may exercise any right the Company would have had but for its dissolution arising from or pertaining to that claim or any judgment or award made pursuant to that claim,

Powers of Government Insurance Office with respect to certain claims.

15 as if the Government Insurance Office had been the insurer under the policy from which that claim arises or to which it pertains.

7C. Out of the Contribution Fund, the Government Insurance Office—

- 20 (a) shall, as manager of the Contribution Fund, satisfy any liability the Company would have had but for its dissolution arising from or pertaining to a claim made under section 7A (2) or any judgment or award made pursuant to that claim; and
- 25 (b) is entitled—

Application of the Contribution Fund.

- 30 (i) to be paid, as manager of the Contribution Fund, the costs of administration of the Contribution Fund arising under this Act; and

(ii)

Riverina Insurance Company Limited and Another Insurance Company (Amendment).

5 (ii) to be indemnified against all liabilities met by it and all costs and expenses that it may incur, as manager of the Contribution Fund, in or in connection with the exercise or performance or the purported exercise or performance of its powers, authorities, duties and functions under sections 7A and 7B and this section.

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15 7D. If, after payment out of the fund of all money authorised or required to be paid out of the fund by this Act, any money remains in the fund, the Government Insurance Office shall pay that money remaining in the fund into the Contribution Fund.

(c) by inserting at the end of section 9 the following subsection :—

20 (2) The amendments made to this Act by the Riverina Insurance Company Limited and Another Insurance Company (Amendment) Act, 1977, apply, mutatis mutandis, to and in respect of the Country Traders Mutual Insurance Limited, as they apply to the Company.

Final application of money in fund.

Sec. 9.
(Application of Act to other company.)

No. , 1977.

A BILL

To amend the Riverina Insurance Company Limited and Another Insurance Company Act, 1971, with respect to the satisfaction of certain claims, judgments and awards arising from or pertaining to policies of insurance issued by the Riverina Insurance Company Limited and the Country Traders Mutual Insurance Limited.

[MR F. J. WALKER—29 March, 1977.]

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Riverina Insurance Company Limited and Another Insurance Company (Amendment).

5 (2) A person referred to in subsection (1) may make a claim against the Government Insurance Office, as manager of the Contribution Fund, in respect of an entitlement to payment of an amount under that subsection.

7B. The Government Insurance Office, as manager of the Contribution Fund—

- 10 (a) may in all respects deal with and finalise a claim made under section 7A (2); and
- (b) may exercise any right the Company would have had but for its dissolution arising from or pertaining to that claim or any judgment or award made pursuant to that claim,

as Powers of Government Insurance Office with respect to certain claims.

15 as if the Government Insurance Office had been the insurer under the policy from which that claim arises or to which it pertains.

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Application of the Contribution Fund.

- (b) is entitled—
- 30 (i) to be paid, as manager of the Contribution Fund, the costs of administration of the Contribution Fund arising under this Act; and

(ii)

*Riverina Insurance Company Limited and Another Insurance
Company (Amendment).*

5 (ii) to be indemnified against all
liabilities met by it and all costs
and expenses that it may incur,
as manager of the Contribution
Fund, in or in connection with
the exercise or performance or
the purported exercise or
performance of its powers,
10 authorities, duties and functions
under sections 7A and 7B and this
section.

15 7D. If, after payment out of the fund of all
money authorised or required to be paid out of
the fund by this Act, any money remains in the
fund, the Government Insurance Office shall pay
that money remaining in the fund into the
Contribution Fund.

20 (c) by inserting at the end of section 9 the following
subsection :—
(2) The amendments made to this Act by the
Riverina Insurance Company Limited and Another
Insurance Company (Amendment) Act, 1977,
apply, mutatis mutandis, to and in respect of the
Country Traders Mutual Insurance Limited, as they
25 apply to the Company.

PROOF

**RIVERINA INSURANCE COMPANY LIMITED AND ANOTHER
INSURANCE COMPANY (AMENDMENT) BILL, 1977**

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to enable workers' compensation claims in respect of insurance policies issued by the Riverina Insurance Company Limited and the Country Traders Mutual Insurance Limited to be made after the dates of dissolution of those companies against the Government Insurance Office of New South Wales and to provide for the satisfaction of those claims out of the Insurers' Contribution Fund established under section 30H (1) of the Workers' Compensation Act, 1926 (clause 2 (b) and (c));
 - (b) to provide for the ultimate distribution of any money remaining in the fund established under section 3 of the Riverina Insurance Company Limited and Another Insurance Company Act, 1971 (clause 2 (b)); and
 - (c) to make other provisions of a minor or consequential character.
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INTERNATIONAL BANKING CORPORATION
NEW YORK, N. Y.

STATE OF NEW YORK

IN SENATE
January 10, 1934

REPORT
OF THE
COMMISSIONERS OF THE DEPARTMENT OF TAXATION AND FINANCE
IN ANSWER TO A RESOLUTION PASSED BY THE SENATE
MAY 15, 1933

PROOF

No. , 1977.

A BILL

To amend the Riverina Insurance Company Limited and Another Insurance Company Act, 1971, with respect to the satisfaction of certain claims, judgments and awards arising from or pertaining to policies of insurance issued by the Riverina Insurance Company Limited and the Country Traders Mutual Insurance Limited.

[MR F. J. WALKER—29 March, 1977.]

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Riverina Insurance Company Limited and Another Insurance Company (Amendment).

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 "Riverina Insurance Company Limited and Another Insurance Company (Amendment) Act, 1977". Short title.

2. The Riverina Insurance Company Limited and Another Insurance Company Act, 1971, is amended— Amendment of Act No. 20, 1971.

(a) by inserting in section 2 after the definition of "Company" the following definition:— Sec. 2. (Definitions.)

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(b) by inserting after section 7 the following sections:— Secs. 7A-7D.

20 7A. (1) When the Company has been dissolved, a person who would have had, but for the dissolution of the Company, an entitlement to payment of any amount arising from or pertaining to any policy of insurance issued by the Company, other than an entitlement to payment of an amount under section 7, shall be entitled to payment of that amount out of the Contribution Fund. Entitlements payable after dissolution of the Company.

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5 (2) A person referred to in subsection (1) may make a claim against the Government Insurance Office, as manager of the Contribution Fund, in respect of an entitlement to payment of an amount under that subsection.

7B. The Government Insurance Office, as manager of the Contribution Fund—

- 10 (a) may in all respects deal with and finalise a claim made under section 7A (2); and
- (b) may exercise any right the Company would have had but for its dissolution arising from or pertaining to that claim or any judgment or award made pursuant to that claim,

Powers of Government Insurance Office with respect to certain claims.

15 as if the Government Insurance Office had been the insurer under the policy from which that claim arises or to which it pertains.

7C. Out of the Contribution Fund, the Government Insurance Office—

- 20 (a) shall, as manager of the Contribution Fund, satisfy any liability the Company would have had but for its dissolution arising from or pertaining to a claim made under section 7A (2) or any judgment or award made pursuant to that claim; and
- 25 (b) is entitled—
- 30 (i) to be paid, as manager of the Contribution Fund, the costs of administration of the Contribution Fund arising under this Act; and

Application of the Contribution Fund.

(ii)

*Riverina Insurance Company Limited and Another Insurance
Company (Amendment).*

5 (ii) to be indemnified against all
liabilities met by it and all costs
and expenses that it may incur,
as manager of the Contribution
Fund, in or in connection with
the exercise or performance or
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10 performance of its powers,
authorities, duties and functions
under sections 7A and 7B and this
section.

15 7D. If, after payment out of the fund of all
money authorised or required to be paid out of
the fund by this Act, any money remains in the
fund, the Government Insurance Office shall pay
that money remaining in the fund into the
Contribution Fund.

20 (c) by inserting at the end of section 9 the following
subsection :—
(2) The amendments made to this Act by the
Riverina Insurance Company Limited and Another
Insurance Company (Amendment) Act, 1977,
apply, mutatis mutandis, to and in respect of the
Country Traders Mutual Insurance Limited, as they
25 apply to the Company.

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.

R. E. WARD,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 16 August, 1977.*

New South Wales



ANNO VICESIMO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 65, 1977.

An Act to amend the Riverina Insurance Company Limited and Another Insurance Company Act, 1971, with respect to the satisfaction of certain claims, judgments and awards arising from or pertaining to policies of insurance issued by the Riverina Insurance Company Limited and the Country Traders Mutual Insurance Limited. [Assented to, 7th September, 1977.]

BE

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

T. J. CAHILL,
Chairman of Committees of the Legislative Assembly.

*Riverina Insurance Company Limited and Another Insurance
Company (Amendment).*

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 "Riverina Insurance Company Limited and Another Insurance Company (Amendment) Act, 1977".

Amendment
of Act No.
20, 1971. **2.** The Riverina Insurance Company Limited and Another Insurance Company Act, 1971, is amended—

Sec. 2.
(Defini-
tions.) (a) by inserting in section 2 after the definition of "Company" the following definition:—

"Contribution Fund" means the Insurers' Contribution Fund established under section 30H (1) of the Workers' Compensation Act, 1926.

Secs. 7A-7D. (b) by inserting after section 7 the following sections:—

Entitlements
payable
after dissolu-
tion of the
Company. **7A.** (1) When the Company has been dissolved, a person who would have had, but for the dissolution of the Company, an entitlement to payment of any amount arising from or pertaining to any policy of insurance issued by the Company, other than an entitlement to payment of an amount under section 7, shall be entitled to payment of that amount out of the Contribution Fund.

Riverina Insurance Company Limited and Another Insurance Company (Amendment).

(2) A person referred to in subsection (1) may make a claim against the Government Insurance Office, as manager of the Contribution Fund, in respect of an entitlement to payment of an amount under that subsection.

7B. The Government Insurance Office, as manager of the Contribution Fund—

(a) may in all respects deal with and finalise a claim made under section 7A (2); and

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Powers of Government Insurance Office with respect to certain claims.

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(a) shall, as manager of the Contribution Fund, satisfy any liability the Company would have had but for its dissolution arising from or pertaining to a claim made under section 7A (2) or any judgment or award made pursuant to that claim; and

(b) is entitled—

(i) to be paid, as manager of the Contribution Fund, the costs of administration of the Contribution Fund arising under this Act; and

(ii)

Application of the Contribution Fund.

Riverina Insurance Company Limited and Another Insurance Company (Amendment).

- (ii) to be indemnified against all liabilities met by it and all costs and expenses that it may incur, as manager of the Contribution Fund, in or in connection with the exercise or performance or the purported exercise or performance of its powers, authorities, duties and functions under sections 7A and 7B and this section.

Final application of money in fund.

7D. If, after payment out of the fund of all money authorised or required to be paid out of the fund by this Act, any money remains in the fund, the Government Insurance Office shall pay that money remaining in the fund into the Contribution Fund.

Sec. 9.
(Application of Act to other company.)

- (c) by inserting at the end of section 9 the following subsection :—

(2) The amendments made to this Act by the Riverina Insurance Company Limited and Another Insurance Company (Amendment) Act, 1977, apply, mutatis mutandis, to and in respect of the Country Traders Mutual Insurance Limited, as they apply to the Company.

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 7th September, 1977.*