

**WORKERS' COMPENSATION (SPORTING INJURIES)
AMENDMENT BILL, 1978**

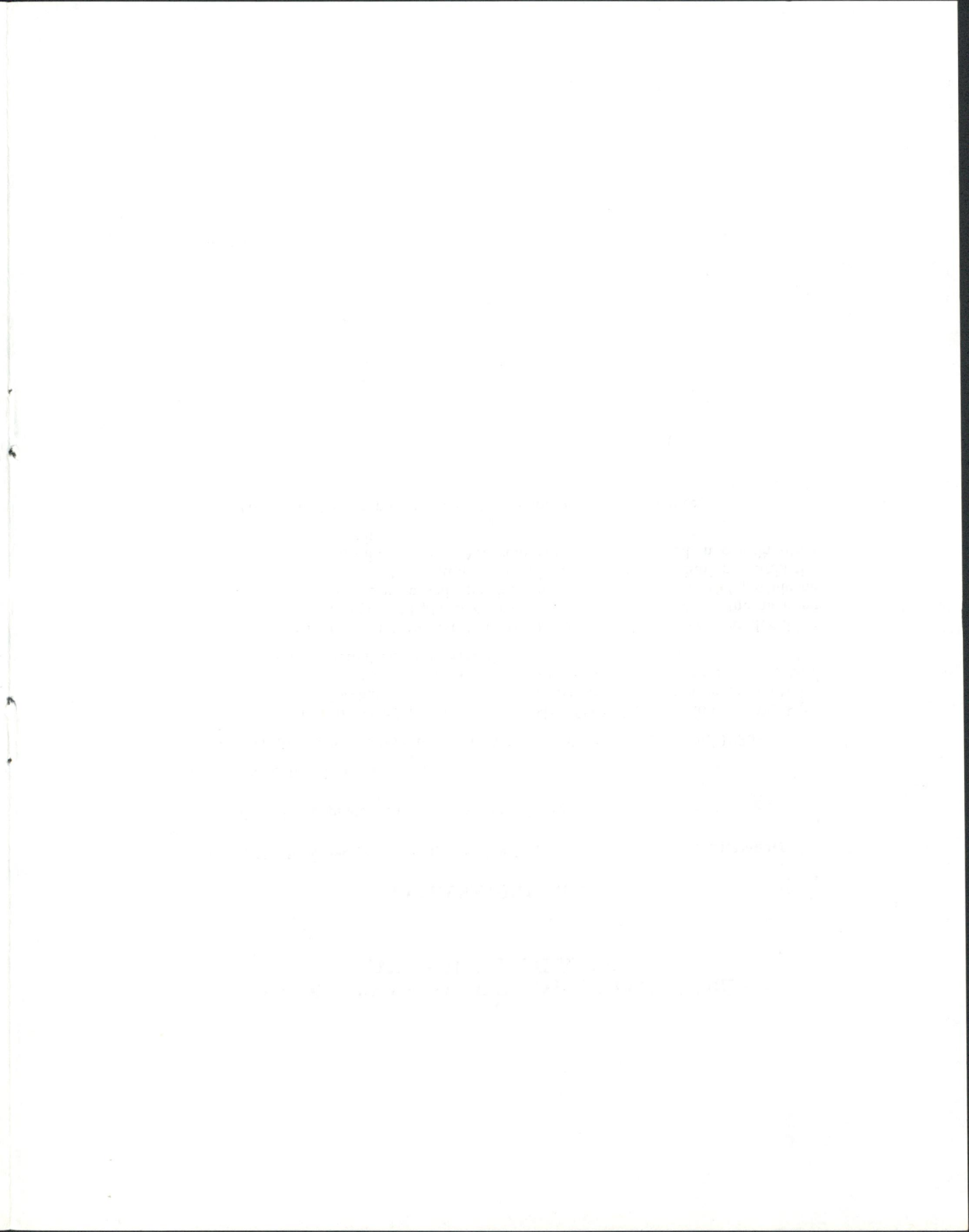
EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Sporting Injuries Insurance Bill, 1978.

The objects of this Bill are—

- (a) to amend section 6 of the Workers' Compensation Act, 1926—
 - (i) to extend the present exclusion from the definition of "Worker" in that section of certain persons participating as contestants in, or engaged in activities connected with, sporting or athletic activities, until 31st December, 1979; and
 - (ii) on and from 1st January, 1980, to exclude from that definition a registered player of a sporting organisation, within the meaning of the proposed Sporting Injuries Insurance Act, 1978, while he is engaged in authorised activities of that organisation, within the meaning of that Act, and while he is engaged in certain other activities; and
 - (b) to make other provisions of a minor or ancillary nature.
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**WORKERS' COMPENSATION (SPORTING INJURIES)
AMENDMENT BILL, 1978**

No. , 1978.

A BILL FOR

An Act to amend the Workers' Compensation Act, 1926, so as to vary certain of the classes of persons who are to be treated as workers for the purposes of that Act, and for other purposes.

[MR F. J. WALKER—5 *December*, 1978.]

Workers' Compensation (Sporting Injuries) 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 :—

- 5 **1.** This Act may be cited as the "Workers' Compensation Short title.
(Sporting Injuries) Amendment Act, 1978".
- 2.** (1) Except as provided in subsections (2) and (3), this Commence-
Act shall commence on the date of assent to this Act. ment.
- (2) Section 4 shall, in its application to a provision of
10 Schedule 1, commence on the day on which that provision commences.
- (3) Schedule 1 (1) (a) (ii) shall commence on 1st
January, 1980.
- 3.** The Workers' Compensation Act, 1926, is referred to in this Principal
15 Act as the Principal Act. Act.
- 4.** The Principal Act is amended in the manner set forth in Amendment
Schedule 1. of Act No.
15, 1926.

SCHEDULE 1.

Sec. 4.

AMENDMENTS TO THE PRINCIPAL ACT.

- 20 (1) (a) Section 6 (1), definition of "Worker"—
- (i) From paragraph (g), omit "1978", insert
instead "1979".

*Workers' Compensation (Sporting Injuries) Amendment.*SCHEDULE 1—*continued.*AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(ii) Omit paragraph (g), insert instead :—

- 5 (g) except as provided in subsections (10) and (14C), a registered player of a sporting organisation (within the meaning of the Sporting Injuries Insurance Act, 1978) while he is—
- 10 (i) participating in an authorised activity (within the meaning of that Act) of that organisation;
- (ii) engaged in training or preparing himself with a view to his so participating; or
- 15 (iii) engaged on any daily or periodic journey or other journey in connection with his so participating or his being so engaged,
- 20 if, under the contract pursuant to which he does any of the things referred to in subparagraph (i), (ii) or (iii), he is not entitled to remuneration other than for the doing of those
- 25 things.

(b) Section 6 (12)—

- 30 Omit “referred to in paragraph (g) of the definition of ‘worker’”, insert instead “excluded from being a worker by reason of paragraph (g) of the definition of ‘Worker’”.

Workers' Compensation (Sporting Injuries) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(c) Section 6 (14c)—

5 Omit "referred to in paragraph (g) of the definition of
'worker'", insert instead "excluded from being a
worker by reason of paragraph (g) of the definition
of 'Worker'".

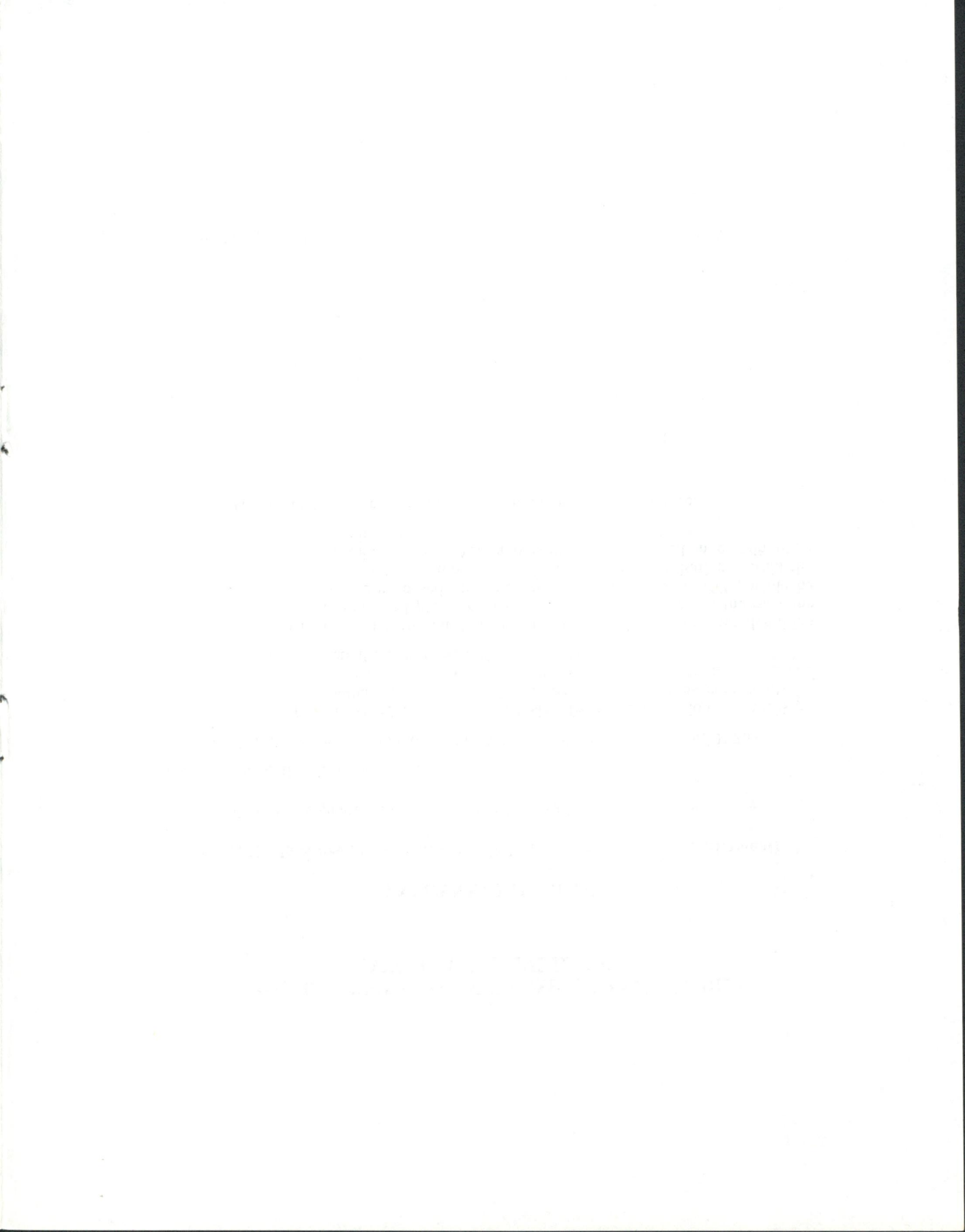
(2) Section 66 (2)—

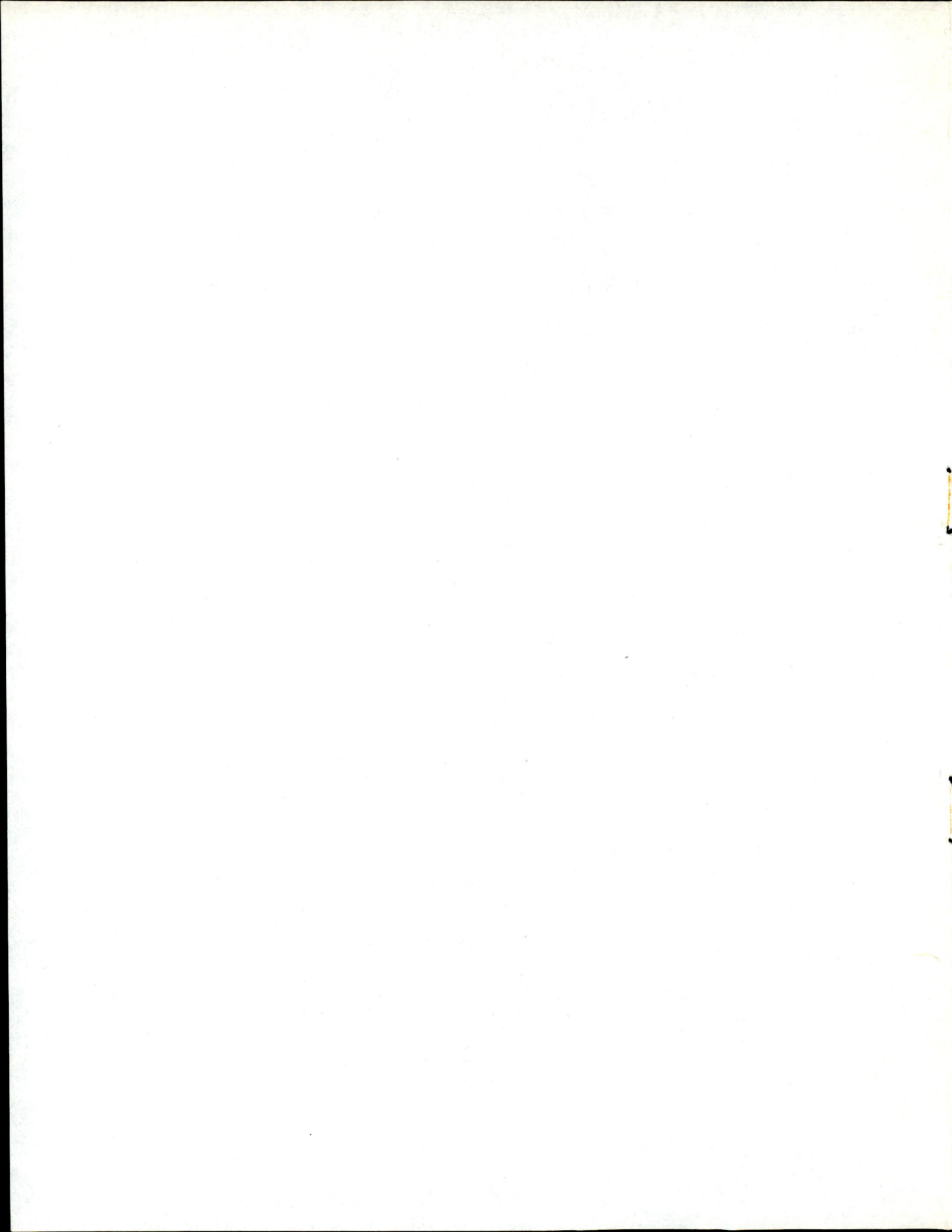
10 After "Section 41", insert "of the Interpretation Act,
1897,".

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1978

[8c]





**WORKERS' COMPENSATION (SPORTING INJURIES)
AMENDMENT ACT, 1978, No. 142**

New South Wales



ANNO VICESIMO SEPTIMO

ELIZABETHÆ II REGINÆ

Act No. 142, 1978.

An Act to amend the Workers' Compensation Act, 1926, so as to vary certain of the classes of persons who are to be treated as workers for the purposes of that Act, and for other purposes. [Assented to, 22nd December, 1978.]

Workers' Compensation (Sporting Injuries) 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 "Workers' Compensation (Sporting Injuries) Amendment Act, 1978".

Commence-
ment. **2.** (1) Except as provided in subsections (2) and (3), this Act shall commence on the date of assent to this Act.

(2) Section 4 shall, in its application to a provision of Schedule 1, commence on the day on which that provision commences.

(3) Schedule 1 (1) (a) (ii) shall commence on 1st January, 1980.

Principal
Act. **3.** The Workers' Compensation Act, 1926, is referred to in this Act as the Principal Act.

Amendment
of Act No.
15, 1926. **4.** The Principal Act is amended in the manner set forth in Schedule 1.

Sec. 4.

SCHEDULE 1.

AMENDMENTS TO THE PRINCIPAL ACT.

(1) (a) Section 6 (1), definition of "Worker"—

(i) From paragraph (g), omit "1978", insert instead "1979".

Workers' Compensation (Sporting Injuries) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(ii) Omit paragraph (g), insert instead :—

(g) except as provided in subsections (10) and (14C), a registered player of a sporting organisation (within the meaning of the Sporting Injuries Insurance Act, 1978) while he is—

- (i) participating in an authorised activity (within the meaning of that Act) of that organisation;
- (ii) engaged in training or preparing himself with a view to his so participating; or
- (iii) engaged on any daily or periodic journey or other journey in connection with his so participating or his being so engaged,

if, under the contract pursuant to which he does any of the things referred to in subparagraph (i), (ii) or (iii), he is not entitled to remuneration other than for the doing of those things.

(b) Section 6 (12)—

Omit “referred to in paragraph (g) of the definition of ‘worker’”, insert instead “excluded from being a worker by reason of paragraph (g) of the definition of ‘Worker’”.

Workers' Compensation (Sporting Injuries) Amendment.

SCHEDULE 1—*continued.*AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(c) Section 6 (14C)—

Omit "referred to in paragraph (g) of the definition of 'worker'", insert instead "excluded from being a worker by reason of paragraph (g) of the definition of 'Worker'".

(2) Section 66 (2)—

After "Section 41", insert "of the Interpretation Act, 1897,".

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 22nd December, 1978.*