

CONCURRENCE COPY

SPORTING INJURIES INSURANCE (WORKERS' COMPENSATION) AMENDMENT BILL, 1984

EXPLANATORY NOTE

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

This Bill is cognate with the Compensation Court Bill, 1984.

The object of this Bill is to amend the Sporting Injuries Insurance Act, 1978, consequent on the enactment of the Compensation Court Bill, 1984, and Workers' Compensation (Amendment) Bill, 1984.

The judicial functions of the Workers' Compensation Commission are to be vested in a Compensation Court and the Commission's administrative functions are to be vested in a State Compensation Board.

The provisions of this Bill convert references to the Commission and to the Registrar of the Commission to references to the Court or the Chairman of the Board, as the case may require, and make other amendments of a minor, consequential or ancillary nature.



**SPORTING INJURIES INSURANCE (WORKERS'
COMPENSATION) AMENDMENT BILL, 1984**

No. , 1984.

A BILL FOR

An Act to amend the Sporting Injuries Insurance Act, 1978, consequent on the enactment of the Compensation Court Act, 1984, and the Workers' Compensation (Amendment) Act, 1984, and in other respects.

[MR WALKER—23 *February*, 1984.]

Sporting Injuries Insurance (Workers' Compensation) 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 **Short title.**

1. This Act may be cited as the "Sporting Injuries Insurance (Workers' Compensation) Amendment Act, 1984".

Commencement.

2. (1) Sections 1 and 2 shall commence on the date of assent to this Act.

10 (2) Except as provided by subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Compensation Court Act, 1984.

Principal Act.

3. The Sporting Injuries Insurance Act, 1978, is referred to in this Act 15 as the Principal Act.

Schedules.

4. This Act contains the following Schedules:—

SCHEDULE 1.—AMENDMENTS TO PARTS I AND V OF THE PRINCIPAL ACT.

20 SCHEDULE 2.—AMENDMENTS TO SCHEDULE 2 TO THE PRINCIPAL ACT.

Amendment of Act No. 141, 1978.

5. The Principal Act is amended in the manner set forth in Schedules 1 and 2.

Sporting Injuries Insurance (Workers' Compensation) Amendment.

SCHEDULE 1.

(Sec. 5.)

AMENDMENTS TO PARTS I AND V OF THE PRINCIPAL ACT.

(1) (a) Section 4 (1), definition of "Commission"—

5 Omit the definition.

(b) Section 4 (1), definition of "Court"—

After the definition of "compensable injury", insert:—

"Court" means the Compensation Court of New South Wales
constituted under the Compensation Court Act, 1984;

10 (c) Section 4 (1), definition of "medical panel"—

Omit the definition of "medical board", insert instead:—

"medical panel" means a medical panel appointed under
section 6 (4);

(2) Section 6 (4)—

15 Omit "board", insert instead "panel".

(3) Sections 24, 25 (1) (a), (c) (i)—

Omit "board" wherever occurring, insert instead "panel".

(4) (a) Section 29 (1), (2), (4), (5), (7)—

Omit "Commission" wherever occurring, insert instead "Court".

Sporting Injuries Insurance (Workers' Compensation) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO PARTS I AND V OF THE PRINCIPAL ACT—*continued.*

(b) Section 29 (6)—

Omit the subsection, insert instead:—

5 (6) Subject to Part IV of the Compensation Court Act, 1984, the Court shall have exclusive jurisdiction to examine into, hear and determine applications under this section.

(c) Section 29 (9)—

Omit the subsection.

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SCHEDULE 2.

(Sec. 5.)

AMENDMENTS TO SCHEDULE 2 TO THE PRINCIPAL ACT.

(1) Clause 1, definition of "Board"—

After the definition of "appointed member", insert:—

15 "Board" means the State Compensation Board constituted under the Workers' Compensation Act, 1926;

(2) Clauses 2 (2), 5 (1)—

Omit "Registrar of the Commission" wherever occurring, insert instead "Chairman of the Board".



