

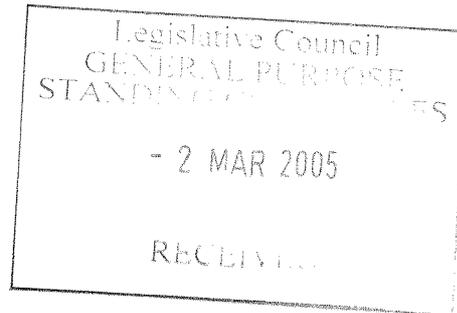
**Submission
No 5**

INQUIRY INTO PERSONAL INJURY COMPENSATION LEGISLATION

Organisation: Chase Lawyers
Name: Ms Monica Ros-Maranik
Telephone: 9807 5555
Date Received: 02/03/2005

Subject:

Summary



Your Ref:
Our Ref: RUS04

28th February 2005

General Purpose Standing Committee No. 1
Legislative Council
Parliament House
Macquarie Street
SYDNEY NSW 2000

Dear Sir/Madam,

**Re:General Purpose Standing Committee No 1 inquiry into
Personal Injury compensation legislation in NSW**

We make the following **submissions** to the Committee:-

1. Amend Part 6 of the Civil Liability Act, in particular, sections 47, 48, 49 and 50 to be excluded from operating in cases involving minors, namely persons injured whilst intoxicated and whom are under the age of 18 years.
2. By amending Part 6 of Civil Liability Act, it will bring the Civil Liability Act in line with earlier NSW legislation, namely section 114 of the Liquor Act, which provides that it is an offence to sell or supply alcohol to a minor.
3. Make the amendments to the Civil Liability Act retrospective so as to keep it in line with the intentions of the legislation as when introduced the Civil Liability Act provisions applied retrospectively to accidents and/or incidents that pre-dated the introduction of the Civil Liability Act.

Chase Lawyers

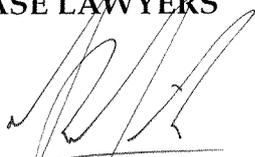
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Please reply to the West Ryde office.

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North Sydney NSW 2060
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Email: chase@litigators.com.au

We **enclose** a copy of the decision of Her Honour Judge Sidis of the District Court Newcastle handed down on 23rd November 2004 in the matter of Ashley Russell -v- Mr and Mrs Edwards as evidence in support of the submissions above.

Yours faithfully,
CHASE LAWYERS

A handwritten signature in black ink, appearing to be 'M. Ross-Maranik', written over a horizontal line.

Monica Ross-Maranik