

**Submission  
No 182**

## **INQUIRY INTO NSW WORKERS COMPENSATION SCHEME**

**Organisation:** D & M Excavations and Asphaltting Pty Ltd  
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# D & M Excavations and Asphaltting Pty Ltd

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Ms Rachel Callinan

Director

Joint Select Committee on the NSW Workers Compensation Scheme

Parliament House

Macquarie Street

Sydney NSW 2000

10<sup>TH</sup> May, 2012

Dear Director,

Thank you for the opportunity to make a submission to the Inquiry into the NSW Workers Compensation Scheme.

We believe that reform of the NSW Workers Compensation Scheme should be based around principles that produce positive outcomes for injured workers, employers and NSW taxpayers alike. For the following reasons we do not believe the current scheme satisfies any of these principles.

- **A premium increase will not fix the underlying problems of the scheme – reform of the legislation and management processes must occur.**

Any increase in premiums will impact on profitability and consequently employment numbers.

- **Any increase in premiums will further weaken the competitiveness of NSW employers.**
- **The scheme is too complex for most employers and employees to manage their way through it. This needlessly creates an adversarial relationship between employers and employees.**
- **The focus of the Scheme must be to get people back to work safely and quickly – at the moment there is not enough motivation for injured workers to go back to work quickly.**
- **Work capacity assessments are a critical part of the claim management process. Assessors should be accredited by WorkCover to undertake them – and not be limited to Doctors but also include other allied health professionals.**

- **There must be more structure in the work capacity assessment dispute process. Clear lines of authority are required.**

The link between safety initiatives and reduced premiums is not clear enough, particularly in a high risk industry such as ours. No one wants people to get hurt, but budgets are not limitless. We thus need an insurance model that better rewards through lower premiums good safety performance and injury management practices.

There must be more power for WorkCover and Agents to investigate fraudulent claims and personal injury aggravation of claims.

- **There must be more power for WorkCover and Agents to enforce timely compliance of a worker to an agreed injury management plan.**

I would again like to thank the Committee for the opportunity to make this submission.

Yours sincerely,

Mary Breen  
D & M EXCAVATIONS AND ASPHALTING PTY LTD

This submission is made of behalf of the above organisation.