

South Australia

Workers Rehabilitation and Compensation (Claims and Registration) Regulations 1999

under the *Workers Rehabilitation and Compensation Act 1986*

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Legislative history

1—Short title

These regulations may be cited as the *Workers Rehabilitation and Compensation (Claims and Registration) Regulations 1999*.

4—Interpretation

In these regulations, unless the contrary intention appears—

the Act means the *Workers Rehabilitation and Compensation Act 1986*;

award means an award under the *Industrial and Employee Relations Act 1994* or the *Workplace Relations Act 1996* of the Commonwealth;

building work has the same meaning as in the *Building Work Contractors Act 1995*;

C.F.S. means the Country Fire Service;

cleaning work means the work of cleaning any building or a part of a building (including the windows of a building or the surrounds of a building);

commercial motor vehicle means a motor vehicle constructed or adapted solely or mainly for the carriage of goods or materials (including money) by road, including a prime mover, truck, panel van, utility and station wagon, but not including a motor cycle;

industrial agreement means—

- (a) an enterprise agreement within the meaning of the *Industrial and Employee Relations Act 1994*; or
- (b) a certified agreement or Australian Workplace agreement within the meaning of the *Workplace Relations Act 1996* of the Commonwealth;

licensed jockey means a jockey, an interstate jockey, or an apprentice jockey, licensed by TRSA;

licensed trainer means a trainer licensed by TRSA;

outworker has the meaning given by the *Industrial and Employee Relations Act 1994*;

thoroughbred riding work means mounting, dismounting or riding a thoroughbred horse—

- (a) in the course of a race meeting conducted and controlled by TRSA; or
- (b) in the course of a barrier trial conducted and controlled by TRSA; or
- (c) in the course of a training session conducted and controlled by a licensed trainer;

TRSA means—

- (a) Thoroughbred Racing SA Ltd (ACN 094 475 939); or
- (b) if a body other than Thoroughbred Racing SA Ltd is designated under section 6 of the *Authorised Betting Operations Act 2000* as the racing controlling authority for horse racing—that body;

wall or floor tiling means any work performed within the wall and floor tiling trade (including any ancillary building work of a minor nature only);

window cleaning work means the work of cleaning any window of a building or a part of a building.

5—Legislative definitions

- (1) For the purposes of the definition of **contract of service** in section 3(1) of the Act (but subject to this regulation), the following classes of work under a contract, arrangement or understanding are prescribed classes of work:
 - (a) building work, other than wall or floor tiling, where—
 - (i) the work is performed by one person to the contract, arrangement or understanding (the worker) in the course of or for the purposes of a trade or business carried on by another person to the contract, arrangement or understanding (the employer); and
 - (ii) the work is performed personally by the worker (whether or not the worker supplies any tools, plant or equipment); and
 - (iii) the worker does not employ any other person to carry out any part of the work; and
 - (iv) the value of any materials supplied, or reasonably expected to be supplied, by the worker does not exceed—
 - (A) 4 per cent of the total amount payable, or reasonably expected to be payable, under or pursuant to the contract, arrangement or understanding; or
 - (B) \$50,whichever is the greater; and
 - (v) the value of any one tool, or any single item of plant or equipment, owned or leased by the worker for work purposes (whether or not it is used in the performance of the particular work) does not exceed—
 - (A) in 1999—\$12 000;
 - (B) in a subsequent year—an amount (calculated to the nearest multiple of \$100) that bears to \$12 000 the same proportion as the Consumer Price Index for the September quarter of the immediately preceding year bears to the Consumer Price Index for the September quarter, 1998;
 - (b) cleaning work, where—

- (i) the work is performed by one person to the contract, arrangement or understanding (the worker) in the course of or for the purposes of a trade or business carried on by another person to the contract, arrangement or understanding (the employer); and
 - (ii) the work is performed personally by the worker (whether or not the worker supplies any tools, plant or equipment); and
 - (iii) the worker does not employ any other person to carry out any part of the work; and
 - (iv) —
 - (A) in the case of window cleaning work—the value of any materials supplied, or reasonably expected to be supplied, by the worker does not exceed—
 - if the term of the contract, arrangement or understanding is not more than one month—\$25;
 - if the term of the contract, arrangement or understanding is more than one month—an average of \$25 per month;
 - (B) in any other case—the value of any materials supplied, or reasonably expected to be supplied, by the worker does not exceed—
 - if the term of the contract, arrangement or understanding is not more than one month—\$50;
 - if the term of the contract, arrangement or understanding is more than one month—an average of \$50 per month;
- (c) driving a motor vehicle used for the purposes of transporting goods or materials (whether or not the vehicle is registered in the driver's name) where the driver is paid under the Local Government Employees Award or the Adelaide City Corporation Award and where—
- (i) the work is performed by one person to the contract, arrangement or understanding (the worker) in the course of or for the purposes of a trade or business carried on by another person to the contract, arrangement or understanding (the employer); and
 - (ii) the work is performed personally by the worker (whether or not the worker supplies any tools, plant or equipment); and
 - (iii) the worker does not employ any other person to carry out any part of the work; and
 - (iv) the value of any materials supplied, or reasonably expected to be supplied, by the worker does not exceed \$50;
- (d) driving a taxi-cab or similar motor vehicle used for the purpose of transporting members of the public where the driver does not hold or lease a licence issued in relation to the vehicle and where—

- (i) the work is performed by one person to the contract, arrangement or understanding (the worker) in the course of or for the purposes of a trade or business carried on by another person to the contract, arrangement or understanding (the employer); and
 - (ii) the work is performed personally by the worker (whether or not the worker supplies any tools, plant or equipment); and
 - (iii) the worker does not employ any other person to carry out any part of the work; and
 - (iv) the value of any materials supplied, or reasonably expected to be supplied, by the worker does not exceed \$50;
- (e) driving or riding for fee or reward a vehicle, other than a commercial motor vehicle, for the purpose of transporting by road goods or materials (including money) where the driver or rider does not simultaneously own or operate more than one vehicle for work purposes and where—
 - (i) the work is performed by one person to the contract, arrangement or understanding (the worker) in the course of or for the purposes of a trade or business carried on by another person to the contract, arrangement or understanding (the employer); and
 - (ii) the work is performed personally by the worker (whether or not the worker supplies any tools, plant or equipment); and
 - (iii) the worker does not employ any other person to carry out any part of the work; and
 - (iv) the value of any materials supplied, or reasonably expected to be supplied, by the worker does not exceed \$50; and
 - (v) the goods or materials being transported are not owned (and have not been previously owned) by the driver or rider (as the case may be), or by the employer;
- (f) performing as a singer, dancer, musician, ventriloquist, acrobat, juggler, comedian or other entertainer at a hotel, discotheque, restaurant, dance hall, club, reception house or other similar venue, but excluding work as an actor, model or mannequin, or as any other type of entertainer, in performing as part of a circus, concert recital, opera, operetta, mime, play or other similar performance, where—
 - (i) the work is performed by one person to the contract, arrangement or understanding (the worker) in the course of or for the purposes of a trade or business carried on by another person to the contract, arrangement or understanding (the employer); and
 - (ii) the work is performed personally by the worker (whether or not the worker supplies any tools, plant or equipment); and
 - (iii) the worker does not employ any other person to carry out any part of the work; and
 - (iv) the value of any materials supplied, or reasonably expected to be supplied, by the worker does not exceed \$50;

- (g) thoroughbred riding work where the work is performed by a licensed jockey (and, for the purposes of the application of the Act to a licensed jockey as a worker, TRSA will be taken to be his or her employer).
- (2) For the purposes of subregulation (1)—
- (a) the value of any tool, plant or equipment owned or leased by a worker is the price that, at the time that the worker enters into the relevant contract, arrangement or understanding, the worker would reasonably be expected to pay if the worker were to purchase an equivalent, unused, tool or item of plant or equipment; and
 - (b) a vehicle will not be taken to be used for work purposes if its sole or principal use is to transport the worker, and any tools, plant or equipment, to any work site.
- (3) If—
- (a) a licensed gas fitter is engaged by Boral Energy Limited to perform building work; and
 - (b) the licensed gas fitter supplies materials for the purposes of that work,
- that work is not included in the classes of work prescribed by subregulation (1).
- (4) If—
- (a) a person performs work as an outworker; and
 - (b) any aspect of that work is governed by an award or industrial agreement that is expressed to apply to outworkers (or a specified class or classes of outworkers),
- that work is prescribed work for the purposes of the definition of *contract of service* in section 3(1) of the Act.
- (5) Subject to subregulation (6), the work of a minister, priest or other member of a religious order is a prescribed class of work for the purposes of the definition of *contract of service* in section 3(1) of the Act.
- (6) Pursuant to section 3(7) of the Act, the following persons are excluded from the application of the Act:
- (a) a minister ministering within The Anglican Church of Australia in South Australia; or
 - (b) a priest or other member of a religious order ministering within the Catholic Church of South Australia; or
 - (c) a pastor ministering within the Lutheran Church of Australia South Australia District Inc.; or
 - (d) an ordained minister, deaconess or lay pastor of The Uniting Church in Australia ministering in South Australia in an approved placement under the "Classification of Ministers" of that Church; or
 - (e) an officer of The Salvation Army appointed in South Australia under the orders and regulations for officers of The Salvation Army.

- (7) The work of a Review Officer appointed under the Act is prescribed work for the purposes of the definition of *contract of service* in section 3(1) of the Act (and, for the purposes of the application of the Act to such a Review Officer as a worker, the Crown will be taken to be his or her employer).
- (8) For the purposes of the definition of *local government corporation* in section 3(1) of the Act, the following bodies are prescribed as being within this definition:
- (a) committees of a council under the *Local Government Act 1999*;
 - (b) subsidiaries of a council (or councils) established under the *Local Government Act 1999*;
 - (c) control boards established under the *Animal and Plant Control (Agricultural Protection and Other Purposes) Act 1986*;
 - (d) the Local Government Finance Authority of South Australia established under the *Local Government Finance Authority Act 1983*;
 - (e) the Local Government Superannuation Board continued under the *Local Government Act 1999*;
 - (f) Local Government Training Authority (S.A.) Incorporated;
 - (g) Council Purchasing Authority Pty. Limited.
- (10) For the purposes of section 3(6) of the Act, a prescribed circumstance is where a person (the principal) contracts with another person (the contractor) who is not registered as an employer under the Act.
- (11) Pursuant to section 3(7) of the Act, but subject to subregulation (12), a worker who is employed by an employer to participate as a contestant in a sporting or athletic activity (and to engage in training or preparation with a view to such participation, and other associated activities) is, in relation to that employment, excluded from the application of the Act.
- (12) Subregulation (11) does not apply to—
- (a) a person authorised or permitted by a racing controlling authority within the meaning of the *Authorised Betting Operations Act 2000* to ride or drive in a race within the meaning of that Act; or
 - (b) a boxer or wrestler employed or engaged for a fee to take part in a boxing or wrestling match.
- (13) A person (the *driver*) who is employed or engaged by another (the *principal*) to transport goods or materials (including money) by motor vehicle in the course of or for the purposes of a trade or business carried on by the principal is excluded from the application of this Act if—
- (a) the motor vehicle is a commercial motor vehicle; and
 - (b) the motor vehicle is owned, leased or hired by the driver; and
 - (c) the motor vehicle is not owned by, leased from or hired out by, or otherwise supplied by (directly or indirectly)—
 - (i) the principal; or
 - (ii) a third person who is related to the principal; and

- (d) the goods or materials are not owned (and have not been previously owned) by the driver or by the principal.
- (14) For the purposes of subregulation (13), a principal and another person will be taken to be related if—
 - (a) they are employer and employee; or
 - (b) the other person is accustomed or under an obligation (whether formal or informal) to control the use of the relevant motor vehicle in accordance with the directions or determinations of the principal.
- (15) Pursuant to section 3(7) of the Act, a person to whom the *Seafarers Rehabilitation and Compensation Act 1992* of the Commonwealth applies is excluded from the application of the Act.

5A—Average weekly earnings

For the purposes of section 4(13)(b) of the Act, each of the following is prescribed as a class of non-cash benefit:

- (a) access to a discounted rate of interest on a loan;
- (b) payment of school fees;
- (c) payment of health insurance premiums;
- (d) payment of medical benefits;
- (e) a computer for personal use;
- (f) access to the Internet;
- (g) accommodation;
- (h) payment of, or towards, housing costs;
- (i) a motor vehicle and payment of costs associated with running or maintaining the vehicle;
- (j) a telephone and payment of costs associated with using or maintaining the telephone;
- (k) a staff discount program;
- (l) a credit card.

6—Evidentiary provision

Pursuant to section 31(3) of the Act, the operation of section 31(2) of the Act is extended to the following disability and type of work:

<u>Description of Disability</u>	<u>Type of work</u>
Mesothelioma	Any work involving exposure to inhalation of asbestos fibres

8—Registration of employers

- (1) If—
 - (a) a person (the employer) employs one or more persons (the workers) under a contract of service or contracts of service; and

- (b) the workers are not employed for the purposes of a trade or business carried on by the employer; and
- (c) the total remuneration payable by the employer to the workers in a particular calendar year does not exceed \$10 200 (indexed),

the employer is not, in respect of those workers, required to be registered under section 59 of the Act (and the remuneration paid to those workers need not be included in any return or statement submitted or provided to the Corporation under Part 5 Division 6 of the Act).

- (2) The employers who are not required to be registered under section 59 of the Act by virtue of subregulation (1) are, in respect of the workers referred to in subregulation (1), a prescribed class of employers exempt from the operation of section 46(3) of the Act.
- (3) If the total remuneration payable in a particular calendar year by an employer to workers employed by the employer (other than workers of a kind referred to in subregulation (1)) does not exceed \$10 200 (indexed), the employer is not required to be registered under section 59 of the Act.
- (4) However, if a worker employed by an employer who is, but for this subregulation, exempted from the obligation to be registered under section 59 of the Act by virtue of subregulation (3) suffers a disability arising from that employment that is determined under the Act to be a compensable disability, the exemption does not apply in relation to the employer from the day of the occurrence of the disability until the end of the financial year in which the disability occurred.

Note—

An employer required to be registered by the Corporation must apply for registration within 14 days after the obligation to be registered arises—see section 59(3) of the Act.

- (5) The employers referred to in subregulation (3)—
 - (a) are not required to include the remuneration paid to their workers in any return or statement submitted or provided to the Corporation under Part 5 Division 6 of the Act; and
 - (b) are a prescribed class of employers exempt from the operation of section 46(3) of the Act,

(regardless of whether they are required under subregulation (4) to be registered under section 59 of the Act).

10—Agencies of the Crown

- (1) Pursuant to section 61(4) of the Act, the bodies listed in Schedule 6 are prescribed for the purposes of the definition of *agency or instrumentality of the Crown* under section 61 of the Act.
- (2) Subregulation (1) has effect in relation to a body listed in Part 2 of Schedule 6 only for the period specified in the entry listing the body.

11—Registration

- (1) For the purposes of section 62 of the Act—
 - (a) an application for registration under Part 5 of the Act; or

- (b) an application to amend any registration details; or
 - (c) an application to provide additional location details to the Corporation,
- must contain, or be accompanied by, the information required by Schedule 3.
- (3) Pursuant to section 62(2) of the Act, a fee of \$5 000 plus \$5 for each worker employed by the employer, or group of employers, at the time of the application is fixed as the fee that must accompany an application for registration as a self-insured employer, or group of self-insured employers.
 - (4) However—
 - (a) if the applicant is an employer who is taking over, or who has within the preceding period of 12 months before the date of application taken over, an activity undertaken by the Crown or an agency or instrumentality of the Crown and who, at the same time, is taking over, or has taken over, the employment of various workers engaged in that activity then—
 - (i) if that activity is the sole activity undertaken by the employer within the State—no fee is payable under subregulation (3);
 - (ii) in any other case—there will be a proportionate reduction in the fee that is otherwise payable under subregulation (3) according to the proportion that the activity that is being taken over, or that has been taken over, bears to all activities undertaken by the employer within the State; and
 - (b) if the applicant is an employer who has, within the preceding period of two months before the date of application, ceased to be a self-insured employer by virtue of a proclamation under section 61(2) of the Act then no fee is payable under subregulation (3); and
 - (c) the maximum fee payable under subregulation (3) is \$20 000.

12—Special provisions relating to self-insured employers

- (1) The registration of an employer as a self-insured employer (or as 1 of a group of self-insured employers) is subject to the terms and conditions prescribed in Schedule 4.
- (2) For the purposes of subsection (4) of section 50 of the Act—
 - (a) the actuarial guidelines approved by the Corporation from time to time for the purposes of the calculation of financial guarantees under clause 10 of Schedule 4; and
 - (b) the principle that a scaling factor equal to the scaling factor that applies under clause 10(2)(a) of Schedule 4 should be applied to any actuarial determination of the value of liabilities,

are prescribed for estimating and capitalising liabilities under that section.

13—Remission of levy

Pursuant to subsection (12) of section 66 of the Act, the following are prescribed as circumstances where the Corporation may remit the levy payable by an employer under that section:

- (a) if the remuneration otherwise subject to the levy belongs to a category of remuneration determined by the Corporation for the purposes of this paragraph to be a category in relation to which the levy will be remitted (with the extent of the remission under this paragraph reflecting the extent to which remuneration falls into any such category); or
- (b) if the Corporation considers that administrative savings are being made (or will be made) on account of the employer managing claims made by workers who suffer compensable disabilities in the employment of the employer; or
- (c) if, in the opinion of the Corporation, the amount standing to the credit of the Compensation Fund is sufficient to justify a remission of the levy.

14—Payment of levies

- (1) For the purposes of section 69(1) of the Act, the prescribed date is 31 July.
- (2) For the purposes of section 69A(1) of the Act, the prescribed percentage is 20%.
- (3) For the purposes of section 69D of the Act, the prescribed period is 31 days.
- (4) For the purposes of section 69E(3) of the Act, an additional amount of levy payable by an employer is to be paid in a manner determined by the Corporation within the period specified in the notice of adjustment of levy issued to the employer by the Corporation.
- (5) A document in the designated form that is to be submitted or provided under Part 5 Division 6 of the Act is to be submitted or provided in 1 of the following ways:
 - (a) a hard copy of the document may be—
 - (i) delivered personally to the Corporation's principal place of business; or
 - (ii) posted to the Corporation's postal address; or
 - (iii) faxed to the Corporation's fax number;
 - (b) an electronic copy of the document may be emailed to the Corporation's email address;
 - (c) an electronic version of the document may be lodged via a website maintained by the Corporation,

(with any such address, number or website being determined by the Corporation).

16—Penalty for late payment of levy

- (1) For the purposes of section 71(1) of the Act, the rate of penalty interest on an amount in arrears is a simple interest rate equal to 5 per cent of the amount in arrears (expressed as an annual rate and applied with respect to the relevant period) plus the TAA market rate for the financial year in which, under Part 5 of the Act, notice of an assessment is given, with the interest to be calculated at a daily rate over the relevant period.

- (2) In this regulation—

relevant period means the period during which the amount in arrears is unpaid;

TAA market rate means the market rate as defined in section 26 of the *Taxation Administration Act 1996*.

16A—Discontinuance fee

- (1) For the purposes of section 76AA(1)(a) of the Act, but subject to this regulation, in relation to an employer who ceases to be registered under section 59 of the Act, the fee to be paid by the employer will be calculated as follows:

$$DF \text{ (GST inclusive)} = \frac{1.1 \times TEL \text{ (GST exclusive)}}{TSL} \times SUL$$

where—

DF is the fee to be paid

TEL is the total amount of levies paid or payable with respect to the relevant period by the employer

TSL is the total amount of levies paid or payable with respect to the relevant period by all employers registered under section 59 of the Act, as shown in the relevant audited accounts of the Corporation

SUL is the unfunded liability of the scheme under the Act, being the amount by which the total consolidated liabilities of the Corporation exceed the total consolidated assets of the Corporation, as shown in the most recently published audited accounts of the Corporation (as at the relevant day).

- (2) The Corporation may, as it thinks fit, waive the whole or a part of any fee payable under this regulation.

- (3) In this regulation—

levy is levy payable under Division 4 of Part 5 of the Act;

relevant day, in relation to an employer, is the day on which the employer ceases to be registered under section 59 of the Act;

relevant period, in relation to an employer, is a period comprising the last 3 financial years for which audited accounts of the Corporation are available (as at the relevant day).

17—Volunteers

- (1) In this regulation—

volunteer fire-fighter means—

- (a) a member of the C.F.S.; or
- (b) a fire control officer under the *Country Fires Act 1989*; or
- (c) a person who, at the request or with the approval of a person who is apparently in command pursuant to the *Country Fires Act 1989*, at the scene of a fire or other emergency, assist in fire-fighting or dealing with the emergency,

who receives no remuneration in respect of his or her service in that capacity.

- (2) For the purposes of section 103A of the Act—
- (a) volunteer fire-fighters are prescribed as a class of persons under that section; and
 - (b) the following activities are prescribed as a class of work:
 - (i) any activity directed towards—
 - preventing, controlling or extinguishing a fire;
 - dealing with any other emergency that requires the C.F.S. to act to protect life or property;
 - (ii) attending in response to a call for assistance by the C.F.S.;
 - (iii) attending a C.F.S. meeting, competition, training exercise or other organised activity;
 - (iv) carrying out any other function or duty under the *Country Fires Act 1989*.

18—Insurance for employers against liabilities apart from the Act

For the purposes of section 105 of the Act, the terms and conditions to the insurance provided under that section to employers by the Corporation are set out in Schedule 5.

19—Expiation of certain offences

- (1) Pursuant to section 122A of the Act, the following amounts are fixed as expiation fees in respect of offences against the following sections:

<u>Section</u>	<u>Expiation fee</u>
Section 59—Failing to register as an employer within the time allowed under that section	(a) \$360 indexed; or (b) 5% of the aggregate remuneration paid to the employer's workers during the period for which the employer is in breach of the section, whichever is the greater.

- (2) For the purposes of this regulation, a fee under subregulation (1) that is expressed to be indexed will be adjusted on an annual basis (according to calendar years) beginning on 1 January 2000 so that the fee payable in respect of an offence committed on or after that date will be an amount (calculated to the nearest multiple of \$10) that bears to the relevant fee prescribed by subregulation (1) the same proportion as the Consumer Price Index for the September quarter of the year immediately preceding the year of the offence bears to the Consumer Price Index for the September quarter, 1998.
- (3) In this regulation—
remuneration has the same meaning as under Division 4 of Part 5 of the Act (but does not include remuneration paid to any worker in respect of whom an employer is not required to be registered under section 59 of the Act).

20—Interest payable under transitional provisions

- (1) For the purposes of clause 2(4) of Schedule 1 of the Act, the amount recoverable from the employer will be increased by interest on the amount at the prime bank rate for the financial year in which the employer receives notification of a payment under that clause, compounded on a monthly basis for each complete month that has elapsed between the date of the notification and the date of payment.
- (2) For the purposes of clause 2(11) of Schedule 1 of the Act, if a compensating authority has recovered an amount to which the compensating authority is not entitled, the amount to be repaid to the Corporation will be increased by interest on the amount at the prime bank rate for the financial year in which the amount in respect of which interest is payable is paid to the Corporation, compounded on a monthly basis for each complete month that has elapsed between the date of the determination of the Corporation and the date of payment.
- (3) In this regulation—

prime bank rate, for a particular financial year, means a rate (expressed as an annual percentage to 2 decimal places) equal to the average of—

 - (a) the 12 months fixed-rate personal home loan rate fixed by the National Australia Bank Limited (**NAB**) as at the commencement of the financial year (or, if there is more than 1 such rate, the average of all such rates); and
 - (b) the fixed-rate unsecured personal loan rate fixed by NAB as at the commencement of the financial year (or, if there is more than 1 such rate, the average of all such rates).

Schedule 3—Additional information to accompany application for registration as a self-insured employer or group of self-insured employers

1—Financial information

The applicant must provide—

- (a) a copy of the audited financial statements of the applicant for the last 5 financial years immediately preceding the application; and
- (b) a statement, prepared by an actuary, of the liabilities that an employer would be undertaking over the first 12 months if the applicant were registered as a self-insured employer; and
- (c) details of the financial guarantee or other security arrangements, and the contract of insurance, that the applicant would obtain for the purposes of Schedule 4 if the applicant were registered as a self-insured employer.

2—Claims administration

The applicant must provide a detailed plan of the arrangements that the applicant would implement to administer claims under the Act, which must include details of—

- (a) the job specifications of the officers who would be responsible for administering the claims; and
- (b) the lines of accountability and control that would apply to those officers; and

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Additional information to accompany application for registration as a self-insured employer or group of self-insured employers—Schedule 3

- (c) the policies that would be adopted for the rehabilitation of disabled workers; and
- (d) the arrangements that would be implemented for the making of claims under the Act,

and a copy of any form that the applicant would require a claimant to complete must accompany the plan.

3—Claims record

The applicant must, in relation to the period of 5 financial years immediately preceding the application, provide details of—

- (a) the disabilities arising from employment that the applicant's workers have suffered over that period, identifying those disabilities according to—
 - (i) nature and severity; and
 - (ii) cause; and
- (b) the rehabilitation programs that the applicant has provided over that period for disabled workers; and
- (c) the success that the applicant has achieved over that period in returning workers who have suffered disabilities to work.

4—Safety policies

The applicant must provide—

- (a) a copy of any safety policy that has been adopted by the applicant; and
- (b) details of any programs that the applicant has implemented, or proposes to implement, to train workers in safe working procedures; and
- (c) details of the facilities and arrangements that the applicant has for providing first aid to workers; and
- (d) details of any safety committees that have been established by the applicant, and a copy of any minutes kept from meetings held by those committees over the period of 6 months immediately preceding the application.

5—Details of registered associations

The applicant must provide the name of any registered association of which any worker employed by the applicant is a member.

Schedule 4—Self-insured employers terms and conditions of registration

- 1 The employer must ensure that forms for making a claim under the Act, in a form approved by the Corporation, are reasonably available to the employer's workers.
- 2 The employer must ensure that all claims under the Act are promptly and efficiently investigated and determined.
- 3 The employer must ensure that any benefit to which a worker is entitled under the Act is—

- (a) provided promptly; and
 - (b) periodically reviewed in accordance with the Act.
- 4 (1) The employer must ensure that a prompt assessment is made of whether a rehabilitation program would be of assistance to a worker who has suffered a compensable disability and, if required, ensure that an appropriate rehabilitation program is provided for the worker.
- (2) If the Corporation considers that an appropriate rehabilitation program is not being provided to a worker who has suffered a compensable disability, the employer must—
 - (a) allow the Corporation to establish a rehabilitation program for the worker; and
 - (b) reasonably co-operate with any rehabilitation adviser in the implementation of that program.
- 5 The employer must ensure, so far as is reasonably practicable, that up to date programs that are designed to prevent or reduce the incidence of compensable disabilities are established and maintained at places where the employer's workers work.
- 6 The employer must, as soon as practicable after the receipt of a claim under the Act, estimate the employer's expected liability on the claim.
- 7 (1) In this clause—

reporting period means a period of seven days or such longer period, not exceeding 14 days, agreed between the Corporation and the relevant employer from time to time.
- (2) The employer must, in respect of each reporting period, provide the following information to the Corporation:
 - (a) Employer details:
 - (i) the name of the employer;
 - (ii) the name used by the employer at the location to which the report relates;
 - (iii) the Employer Registration Number;
 - (iv) the relevant Location Number;
 - (v) the relevant Location Address;
 - (b) Particulars relating to each new claim received by the employer during the reporting period:
 - (i) the claim number assigned by the employer;
 - (ii) the full name of the worker;
 - (iii) the sex of the worker;
 - (iv) the date of birth of the worker;
 - (v) the language usually spoken at home by the worker;
 - (vi) the worker's country of birth;
 - (via) the post code of the worker's residence;
 - (vib) the worker's notional weekly earnings (if applicable);

- (vic) the post code of the location where the injury occurred;
 - (vid) if the injury occurred at a particular workplace—the predominant class of industry at that workplace;
 - (vii) whether the worker is employed on a full time or part time basis by the employer;
 - (viii) whether the worker is employed on a permanent or casual basis by the employer;
 - (ix) the occupation of the worker at the time of the disability (including, if the worker is an apprentice, making specific reference to that fact);
 - (x) the main tasks usually performed by the worker in the stated occupation;
 - (xi) the normal hours, and days per week, worked by the worker;
 - (xii) the date on which the worker commenced employment with the employer;
 - (xiii) the activity being undertaken by the worker at the time of the occurrence of the disability;
 - (xiv) the date of the occurrence of the disability;
 - (xv) the time of day at which the disability occurred (so far as is known to the employer);
 - (xvi) the date on which the employer was first notified of the disability;
 - (xvii) the apparent cause of the disability;
 - (xviii) a description of the disability;
 - (xix) a statement as to the parts of the worker's body affected by the disability;
 - (xx) the date on which the worker ceased work (if incapacitated for work);
 - (xxi) if relevant, the date of death of the worker;
 - (xxii) an estimate of the costs associated with the claim;
 - (xxiii) the date on which the occurrence of the disability, or the incident that caused the disability, was reported to the administrative unit of the Public Service that is, under a Minister, responsible for the administration of the *Occupational Health, Safety and Welfare Act 1986* (if applicable);
- (c) Particulars relating to each claim that is open during any part of the reporting period:
- (i) the WorkCover reference number;
 - (ii) sufficient details to allow the worker and the claim to be identified;
 - (iii) the status of the claim (eg accepted, rejected, undetermined, finalised, reopened);

- (iv) the total time lost from work by the worker during the relevant period (if any);
 - (v) the worker's last known work status;
 - (vi) the date on which the worker resumed work (if known);
 - (vii) the date on which the claim was determined and the date and effect of any redetermination of the claim;
 - (d) Particulars relating to each claim on which action has occurred during the period, including details of any changes and, if relevant, the latest totals of payments in the following categories:
 - (i) income maintenance;
 - (ii) medical services (eg medical practitioner or dentist);
 - (iii) medical—allied health;
 - (iv) medical—other goods and services;
 - (v) hospital outpatient;
 - (vi) hospital inpatient;
 - (vii) rehabilitation;
 - (viii) lump sum payments (section 43 or 44 of the Act);
 - (ix) redemption of income maintenance payments (section 42 or 42A of the Act);
 - (x) redemption of medical expenses (section 42 of the Act);
 - (xi) common law;
 - (xii) legal;
 - (xiii) investigation;
 - (xiv) travel;
 - (xv) other goods and services;
 - (xvi) other non-compensation;
 - (xvii) property damage;
 - (xviii) third party recovery;
 - (e) Other information reasonably required by the Corporation (including information required to meet national data collection requirements).
- (3) For the purposes of subregulation (2)—
- (a) the information must be provided in a manner and form (including by electronic means), and at a time, determined by the Corporation;
 - (b) the Corporation may, from time to time—
 - (i) by notice in writing, waive or postpone the obligation to comply with the requirements of that subregulation, either for an individual self-insured employer or for self-insured employers of a specified class, subject to conditions (if any) determined by the Corporation;

- (ii) on giving reasonable notice (by further notice in writing), vary or revoke the operation of a notice under subparagraph (i), or vary, revoke or substitute a condition that applies under that subparagraph.
- 8 (1) The employer must deliver to the Corporation—
 - (a) within the prescribed period after the end of each financial year of the employer—an audited copy of the employer's financial statements for that financial year; and
 - (b) within three months after the end of each financial year of the employer—an actuarial report on the outstanding liabilities of the employer under the Act, as at the end of that financial year.
- (2) For the purposes of this clause, the financial years of an employer are successive periods, not exceeding 12 months, determined by the employer to be the employer's financial years or, in the absence of such a determination, each period of 12 months ending on the thirtieth day of June.
- (3) In this clause—

prescribed period means—

 - (a) in relation to an employer that is a company incorporated under the *Corporations Law*—the period within which the company must lodge an annual return with the Australian Securities and Investments Commission under that law for the relevant financial year; or
 - (b) if paragraph (a) does not apply—three months.
- 9 (1) The employer must at all reasonable times allow an authorised officer to examine—
 - (a) the accounting and other records of the employer; and
 - (b) any system or facility used by the employer in connection with acting as a self-insured employer under the Act.
- (2) The employer must provide such assistance as may be reasonably required to facilitate an examination referred to in subclause (1).
- (3) The employer must, at the request of a person carrying out an examination referred to in subclause (1), provide any explanations, information or assistance that the person may reasonably require for the purposes of the examination.
- (4) The employer must comply with any written notice served on the employer by an authorised officer requiring the employer to exercise or perform a power or function of the employer under the Act in accordance with the Act.
- 10 (1) The employer must ensure that there is in force at all times a guarantee given by a financial institution to or in favour of the Corporation which—
 - (a) guarantees the payment of an amount to the Corporation in the event that the employer becomes insolvent or ceases to be a self-insured employer; and
 - (b) complies with subclause (3).

- (2) The amount guaranteed by a guarantee entered into for the purposes of subclause (1)—
- (a) must be an amount, at least equal to the prescribed sum, determined by the Corporation to be reasonable for the purposes of this provision after taking into account the principle that the prescribed scaling factor should be applied to—
 - an actuarial estimate of the value of the current and contingent liabilities of the employer under the Act at the time of the determination (whether or not claims have been made with respect to those disabilities); plus
 - an actuarial estimate of the value of the liabilities of the employer as a self-insured employer under the Act in respect of compensable disabilities attributable to traumas expected to arise from employment by the employer over the ensuing period of 12 months; less
 - an actuarial estimate of the amounts expected to be paid out by the employer under the Act over the ensuing period of 12 months; and
 - (b) must be reviewed annually.
- (3) A guarantee complies with this subclause if—
- (a) the guarantee is given by a financial institution which has a credit rating at least equal to a standard set by the Corporation for the purposes of this provision and which is specifically approved by the Corporation as a financial institution which can give guarantees under this clause; and
 - (b) the guarantee is in a form, and for a term, approved by the Corporation.
- (4) A financial institution cannot give a guarantee under subclause (1) if the financial institution and the employer are related corporations.
- (5) The Corporation and an employer may agree to enter into and maintain an arrangement that will apply in substitution for a guarantee under this clause if the Corporation is satisfied that the arrangement provides adequate and appropriate security to the Corporation in case the employer becomes insolvent or ceases to be a self-insured employer and, in the event of such an agreement, the employer is not (while the agreement remains in force) required to comply with a preceding subclause.
- (6) In this clause—
- financial institution*** means—
- (a) an ADI; or
 - (b) a person whose sole or principal business is the provision of financial services;
- prescribed scaling factor*** means—
- (a) up to and including 31 December 2008—1.75;
 - (b) from 1 January 2009—2;

prescribed sum means—

- (a) in respect of an amount that is to apply to a period that corresponds to, or ends during, 1999—\$520 000;
- (b) in respect of an amount that is to apply to a period that corresponds to, or ends during, a subsequent year—a sum (calculated to the nearest multiple of \$10 000) that bears to \$520 000 the same proportion as the Consumer Price Index for the September quarter of the immediately preceding financial year bears to the Consumer Price Index for the September quarter, 1998;

related corporations has the same meaning as in section 60(9) of the Act.

- 11 The employer must ensure that there is in force at all times a contract of insurance, in a form approved by the Corporation, for an amount approved by the Corporation, in excess of an amount approved by the Corporation, against any liability of the employer that may arise under the Act as a result of the occurrence of one event or series of events during the period of the contract.
- 12 In relation to an employer that is a company incorporated under the *Corporations Law*—
 - (a) the employer must immediately give the Corporation written notice of the commencement of any procedure to liquidate or wind up the employer; and
 - (b) the employer must, within five business days, give the Corporation written notice of—
 - (i) the commencement of steps to merge or take over the employer or the undertaking of the employer; or
 - (ii) a change in the board of directors of the employer that substantially changes the management of the employer; or
 - (iii) a relocation of the undertaking of the employer; or
 - (iv) the purchase or sale of any asset that materially changes the financial position of the employer, the composition of its workforce or the nature of the work undertaken by its workers; or
 - (v) any other action that significantly affects the employer's ability to meet its liabilities under the Act.
- 13 The employer must ensure that all documentation that relates to a claim against the employer under the Act is retained for at least six years after the claim is finalised.
- 14(1) The employer must, in carrying out its functions under the Act, take into account the racial, ethnic and linguistic diversity of the employer's workforce, the interests of both sexes, and the interests of those who may be physically, mentally or intellectually impaired, and must ensure that those of the employer's workers who are entitled to benefits under the Act are not disadvantaged because of their origins or background, their sex, or some physical, mental or intellectual impairment.
- (2) The employer should, as far as reasonably practicable, ensure that information provided for use in the workplace is in a language and form appropriate for those expected to make use of it.
- 15 This Schedule applies to—
 - (a) self-insured employers who are registered under section 60 of the Act; and

- (b) self-insured employers who are deemed to be registered under the Act by virtue of Schedule 1 to the Act.

Schedule 5—Section 105—insurance of employers terms and conditions

- 1 In this Schedule—
- claim* means a claim against an employer in respect of which the employer is insured by virtue of section 105 of the Act.
- 2 If the employer becomes aware of the occurrence of a compensable disability that is likely to give rise to a claim against the employer, the employer must, within five business days, forward to the Corporation written notice of the disability.
- 3 If a claim is made against the employer, the employer must immediately forward the claim to the Corporation.
- 4 The employer must provide any assistance that the Corporation reasonably requires to assist the Corporation—
- (a) in investigating, determining, defending or settling a claim;
 - (b) in preparing, conducting, defending or settling any proceedings in respect of a claim.
- 5 The employer must sign any authority or other document required by the Corporation for the purpose of—
- (a) investigating, determining, defending or settling a claim;
 - (b) preparing, conducting, defending or settling any proceedings in respect of a claim, (and if the employer fails to sign the authority or other document, the Corporation may do so on the employer's behalf).
- 6 The employer must not incur any expense, enter into any litigation, make any settlement or admit any liability in respect of a claim without the written authority of the Corporation.
- 7 The Corporation may, for any purpose related to any liability or potential liability pursuant to section 105 of the Act—
- (a) take over and control any proceedings in respect of a claim on behalf of the employer;
 - (b) conduct and defend any proceedings, and, if appropriate, admit liability, in the name of, and on behalf of, the employer;
 - (c) settle any claim or proceedings against the employer;
 - (d) issue and conduct proceedings in the name of the employer against any other person who may also be liable in respect of the compensable disability.
- 8 To the extent that the Corporation acts on behalf of the employer in any proceedings, the employer is indemnified by the Corporation against all costs and expenses of or incidental to the proceedings.

- 9 If at the time of the occurrence of the compensable disability other insurance also covers the liability in respect of which the Corporation provides insurance pursuant to section 105 of the Act, the Corporation is only liable to pay a pro rata share of any amount recoverable from the employer in respect of the disability (and may, if it is appropriate, exercise a right of contribution against any other insurer).

Schedule 6—Section 61—agencies and instrumentalities of the Crown

Part 1—Bodies permanently prescribed as agencies or instrumentalities of the crown

Aboriginal Health Council
Adelaide and Mount Lofty Ranges Regional NRM Board
Adelaide Central Community Health Centre
Adelaide Convention Centre
Alinytjara Wilurara Regional NRM Board
Balaklava and Riverton Districts Health Service Inc.
Barossa Area Health Services Inc.
Booleroo Centre District Hospital Inc.
Bordertown Memorial Hospital Inc.
Burra Clare Snowtown Health Service
Ceduna Hospital Inc.
Ceduna-Koonibba Aboriginal Health Service Inc.
Central Eyre Peninsula Hospital Inc.
Child and Youth Health
Cleve District Health and Aged Care Inc.
Coober Pedy Hospital Inc.
Cowell Community Health and Aged Care Inc.
Crystal Brook District Hospital Inc.
Cummins and District Memorial Hospital Inc.
Drug & Alcohol Services Council
Elliston Hospital Inc.
Eudunda and Kapunda Health Service Inc.
Eyre Peninsula Regional NRM Board
Eyre Regional Health Service Inc.
Fire Equipment Services
Flinders Medical Centre Inc.
Frontier Services
Funds SA
Gawler Health Service Inc.
Gladstone and District Community Health and Welfare Centre
Hawker Memorial Hospital Inc.
Hills Mallee Southern Regional Health Service
Homestart Finance
Independent Living Centre
Institute of Medical and Veterinary Services
Intellectual Disability Services Council
Julia Farr Centre

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Schedule 6—Section 61—agencies and instrumentalities of the Crown

Kangaroo Island Health Service
Kangaroo Island Regional NRM Board
Karoonda & District Soldiers' Memorial Hospital Inc.
Kimba District Hospital Inc.
Kingston Soldiers' Memorial Hospital Inc.
Lameroo District Health Services Inc.
Laura & Districts Hospital Inc.
Leigh Creek South Hospital Inc.
Loxton Hospital Complex Inc.
Meningie & Districts Memorial Hospital and Health Service Inc.
Mid-North Regional Health Service Inc.
Mid-West Health & Aged Care Inc.
Millicent & District Hospital and Health Service Inc.
Minda Inc.
Modbury Hospital Inc.
Motor Accident Commission
Mt Barker District Soldiers' Memorial Hospital Inc.
Mt Gambier and Districts Health Services Inc.
Naracoorte Hospital & Health Service Inc.
Noarlunga Health Services Incorporated
North West Adelaide Health Service
North West Health Services QEH Campus
Northern Adelaide and Barossa CWMB
Northern Adelaide Hills Health Service Inc.
Northern and Far Western Regional Health Service Inc.
Northern and Yorke Regional NRM Board
Northern Metropolitan Community Service
Northern Yorke Peninsula Regional Health Service Inc.
Office of Catchment Water Management Board
Onkaparinga CWMB
Orroroo and District Health Service Inc.
Penola War Memorial Hospital Inc.
Peterborough Soldiers' Memorial Hospital and Health Service Inc.
Pika Wiya Health Service Inc.
Pinnaroo Soldiers' Memorial Hospital Inc.
Planning SA
Playford Centre
Port Augusta Hospital and Regional Health Services Inc.
Port Broughton District Hospital and Health Service Inc.
Port Lincoln Health Services Inc.
Port Pirie Regional Health Service Inc.
Quorn & District Memorial Hospital Inc.
Racing Industry Development Authority
Renmark Paringa District Hospital Inc.
Repatriation General Hospital Inc.
Riverland Health Authority
Riverland Regional Health Service Inc.
River Murray CWMB
Royal Society for the Blind of SA Inc.
Royal District Nursing Society of SA Inc.

Royal Adelaide Hospital Inc.
S.A. Dental Service
S.A. Ambulance Service
South Australian Arid Lands Regional NRM Board
South Australian Murray Darling Basin regional NRM board
South Coast District Hospital Inc.
South East CWMB
South East Regional Health Service Inc.
South East Regional NRM Board
Southern Domiciliary Care & Rehabilitation Service
Southern Yorke Peninsula Health Service
St Margaret's Hospital Inc.
Strathalbyn & District Soldiers' Memorial Hospital and Health Service
Streaky Bay Hospital Inc.
Tailem Bend District Hospital
The Jamestown Hospital and Health Service Inc.
The Mannum District Hospital Inc.
The Murray Bridge Soldiers' Memorial Hospital Inc.
The Whyalla Hospital & Health Service Inc.
Tumby Bay Hospital and Health Service Inc.
Waikerie Hospital and Health Services Inc.
Wakefield Regional Health Service
Women's & Children's Hospital

Part 2—Bodies temporarily prescribed as agencies or instrumentalities of the Crown

Bodies prescribed as agency or instrumentality of the Crown	Period for which regulation prescribing body has effect
Utilities Management Pty Ltd (ACN 090 664 878)	28 January 2000 to 28 January 2001
Power Traders Pty Ltd (ACN 091 105 092)	28 January 2000 to 28 January 2001
TXU (No. 4) Pty Ltd (ACN 081 074 197)	6 June 2000 to 6 June 2001
NRG Flinders Operating Services Pty Ltd (ACN 094 130 837)	8 September 2000 to 8 September 2001
Bluemint Pty Ltd (ACN 094 482 416)	31 October 2000 to 31 October 2001
The Flinders University of South Australia	30 September 1990 to 30 June 2006
University of Adelaide	30 September 1990 to 30 June 2006
University of South Australia	1 January 1991 to 30 June 2006

Legislative history

Notes

- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Legislation revoked by principal regulations

The *Workers Rehabilitation and Compensation (Claims and Registration) Regulations 1999* revoked the following:

Workers Rehabilitation and Compensation (Claims and Registration) Regulations 1987

Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
1999	241	<i>Gazette 25.11.1999 p2764</i>	1.12.1999: r 2
2000	5	<i>Gazette 27.1.2000 p521</i>	27.1.2000: r 2
2000	20	<i>Gazette 16.3.2000 p1474</i> , republished <i>Gazette 16.3.2000 p1481</i>	16.3.2000: r 2
2000	27	<i>Gazette 13.4.2000 p2170</i>	13.4.2000: r 2
2000	30	<i>Gazette 28.4.2000 p2357</i>	1.5.2000: r 2
2000	34	<i>Gazette 4.5.2000 p2445</i>	4.5.2000: r 2
2000	124	<i>Gazette 1.6.2000 p3017</i>	1.6.2000: r 2
2000	230	<i>Gazette 7.9.2000 p1772</i>	7.9.2000: r 2
2000	254	<i>Gazette 26.10.2000 p2827</i>	26.10.2000: r 2
2000	268	<i>Gazette 23.11.2000 p3326</i>	1.1.2001: r 2
2002	183	<i>Gazette 26.9.2002 p3538</i>	26.9.2002: r 2
2003	147	<i>Gazette 12.6.2003 p2500</i>	12.6.2003: r 2
2004	176	<i>Gazette 19.8.2004 p3318</i>	19.8.2004: r 2
2004	204	<i>Gazette 23.9.2004 p3708</i>	23.9.2004: r 2
2005	154	<i>Gazette 30.6.2005 p2239</i>	Pt 11 (r 16)—1.7.2005: r 2
2005	177	<i>Gazette 11.8.2005 p3014</i>	11.8.2005: r 2
2005	260	<i>Gazette 8.12.2005 p4212</i>	8.4.2006: r 2
2007	38	<i>Gazette 19.4.2007 p1252</i>	1.6.2007: r 2
2007	193	<i>Gazette 28.6.2007 p2915</i>	28.10.2007: r 2
2008	11	<i>Gazette 7.2.2008 p399</i>	7.2.2008: r 2

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2008	188	<i>Gazette 26.6.2008 p2683</i>	1.7.2008: r 2
2008	214	<i>Gazette 31.7.2008 p3524</i>	1.8.2008: r 2
2008	270	<i>Gazette 2.10.2008 p4753</i>	2.10.2008: r 2
2009	28	<i>Gazette 26.3.2009 p1177</i>	1.4.2009: r 2
2009	65	<i>Gazette 28.5.2009 p1852</i>	1.7.2009: r 2

Provisions varied

New entries appear in bold.

Entries that relate to provisions that have been deleted appear in italics.

Provision	How varied	Commencement
<i>rr 2 and 3</i>	<i>omitted under the Legislation Revision and Publication Act 2002</i>	<i>19.8.2004</i>
r 4		
licensed jockey	inserted by 38/2007 r 4(1)	1.6.2007
licensed trainer	inserted by 38/2007 r 4(1)	1.6.2007
<i>prime bank rate</i>	<i>deleted by 11/2008 r 4</i>	<i>7.2.2008</i>
thoroughbred riding work	inserted by 38/2007 r 4(2)	1.6.2007
TRSA	inserted by 38/2007 r 4(2)	1.6.2007
r 5		
r 5(1)	varied by 38/2007 r 5	1.6.2007
r 5(8)	substituted by 183/2002 r 3	26.9.2002
	(h) deleted by 176/2004 r 4	19.8.2004
<i>r 5(9)</i>	<i>deleted by 188/2008 r 4</i>	<i>1.7.2008</i>
r 5(11) and (12)	substituted by 204/2004 r 4	23.9.2004
r 5A	inserted by 188/2008 r 5	1.7.2008
<i>r 7</i>	<i>deleted by 188/2008 r 6</i>	<i>1.7.2008</i>
<i>r 9</i>	<i>deleted by 188/2008 r 7</i>	<i>1.7.2008</i>
r 8		
r 8(1)	varied by 214/2008 r 4(1)	1.8.2008
	varied by 65/2009 r 4(1)	1.7.2009
r 8(3) and (4)	inserted by 214/2008 r 4(2)	1.8.2008
r 8(5)	inserted by 214/2008 r 4(2)	1.8.2008
	varied by 65/2009 r 4(2)	1.7.2009
r 10		
r 10(1)	r 10 redesignated as r 10(1) by 5/2000 r 3	27.1.2000
r 10(2)	inserted by 5/2000 r 3	27.1.2000
r 11		
r 11(1)	varied by 27/2000 r 3(a)	13.4.2000
	varied by 188/2008 r 8(1)	1.7.2008
	(d), (e) deleted by 188/2008 r 8(2)	1.7.2008
<i>r 11(2)</i>	<i>deleted by 188/2008 r 8(3)</i>	<i>1.7.2008</i>
r 11(3)	varied by 188/2008 r 8(4)	1.7.2008

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r 11(4)	varied by 188/2008 r 8(5)	1.7.2008
r 11(5)	<i>inserted by 27/2000 r 3(b)</i>	13.4.2000
	<i>deleted by 188/2008 r 8(6)</i>	1.7.2008
r 12		
r 12(1)	r 12 redesignated as r 12(1) by 20/2000 r 3	16.3.2000
	varied by 188/2008 r 9	1.7.2008
r 12(2)	inserted by 20/2000 r 3	16.3.2000
r 13	varied by 34/2000 r 3	4.5.2000
	varied by 65/2009 r 5	1.7.2009
r 14	substituted by 65/2009 r 6	1.7.2009
r 15	deleted by 65/2009 r 6	1.7.2009
r 16	substituted by 11/2008 r 5	7.2.2008
r 16A	inserted by 28/2009 r 4	1.4.2009
r 19		
r 19(1)	varied by 65/2009 r 7(1)	1.7.2009
r 19(3)		
Annual Declaration	deleted by 65/2009 r 7(2)	1.7.2009
r 20	substituted by 11/2008 r 6	7.2.2008
r 21	<i>deleted by 188/2008 r 10</i>	1.7.2008
Sch 1	<i>heading substituted by 147/2003 Sch 1</i>	12.6.2003
	<i>deleted by 188/2008 r 11</i>	1.7.2008
Sch 2	<i>substituted by 268/2000 r 3</i>	1.1.2001
	<i>heading substituted by 147/2003 Sch 1</i>	12.6.2003
	<i>deleted by 188/2008 r 11</i>	1.7.2008
Sch 3 before substitution by 188/2008	<i>heading substituted by 147/2003 Sch 1</i>	12.6.2003
Pt 1	<i>substituted by 30/2000 r 3</i>	1.5.2000
	<i>heading substituted by 147/2003 Sch 1</i>	12.6.2003
cl 1	<i>inserted by 147/2003 Sch 1</i>	12.6.2003
Pt 2		
cl 2	<i>cl 1 redesignated as cl 2 by 147/2003 Sch 1</i>	12.6.2003
cl 3	<i>cl 2 redesignated as cl 3 by 147/2003 Sch 1</i>	12.6.2003
cl 4	<i>cl 3 redesignated as cl 4 by 147/2003 Sch 1</i>	12.6.2003
cl 5	<i>cl 4 redesignated as cl 5 by 147/2003 Sch 1</i>	12.6.2003
cl 6	<i>cl 5 redesignated as cl 6 by 147/2003 Sch 1</i>	12.6.2003
Pt 3	<i>inserted by 27/2000 r 4</i>	13.4.2000
cl 7	<i>cl 1 varied and redesignated as cl 7 by 147/2003 Sch 1</i>	12.6.2003
cl 8	<i>cl 2 varied and redesignated as cl 8 by 147/2003 Sch 1</i>	12.6.2003
cl 9	<i>cl 3 varied and redesignated as cl 9 by 147/2003 Sch 1</i>	12.6.2003
Sch 3	substituted by 188/2008 r 12	1.7.2008

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heading	substituted by 270/2008 r 4	2.10.2008
Sch 4		
heading	varied by 188/2008 r 13(1)	1.7.2008
cl 7		
cl 7(2)	varied by 193/2007 r 4(1)—(5)	28.10.2007
cl 7(3)	varied by 188/2008 r 13(2)	1.7.2008
cl 9		
cl 9(1)	varied by 188/2008 r 13(3)	1.7.2008
cl 10		
cl 10(1)	varied by 188/2008 r 13(4)	1.7.2008
cl 10(2)	varied by 260/2005 r 4(1)	8.4.2006
	varied by 188/2008 r 13(5)	1.7.2008
cl 10(5)	varied by 188/2008 r 13(6)	1.7.2008
cl 10(6)		
prescribed scaling factor	inserted by 260/2005 r 4(2)	8.4.2006
cl 15	varied by 188/2008 r 13(7)	1.7.2008
Sch 6		
Pt 1	heading inserted by 5/2000 r 4(a)	27.1.2000
	varied by 154/2005 r 16(1)—(7)	1.7.2005
Pt 2	inserted by 5/2000 r 4(b)	27.1.2000
	varied by 124/2000 r 3	1.6.2000
	varied by 230/2000 r 3	7.9.2000
	varied by 254/2000 r 3	26.10.2000
	varied by 177/2005 r 4	11.8.2005

Historical versions

Reprint 1—27.1.2000
 Reprint 2—16.3.2000
 Reprint 3—1.5.2000
 Reprint 4—4.5.2000
 Reprint 5—1.6.2000
 Reprint 6—7.9.2000
 Reprint 7—26.10.2000
 Reprint 8—1.1.2001
 Reprint 9—26.9.2002
 Reprint 10—12.6.2003
 19.8.2004
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 1.6.2007

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