

South Australia

Workers Rehabilitation and Compensation (Claims and Registration) Variation Regulations 2008

under the *Workers Rehabilitation and Compensation Act 1986*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Workers Rehabilitation and Compensation (Claims and Registration) Variation Regulations 2008*.

2—Commencement

These regulations will come into operation on 1 August 2008.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Workers Rehabilitation and Compensation (Claims and Registration) Regulations 1999*

4—Variation of regulation 8—Registration of employers

- (1) Regulation 8(1)(c)—delete paragraph (c) and substitute:
 - (c) the total remuneration payable by the employer to the workers in a particular calendar year does not exceed \$10 200 (indexed),

(2) Regulation 8—after subregulation (2) insert:

- (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 furnished to the Corporation under section 69 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).

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 31 July 2008

No 214 of 2008

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