

South Australia

## **Return to Work (Transitional Arrangements) (Administration) Regulations 2015**

under the *Return to Work Act 2014*

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#### **1—Short title**

These regulations may be cited as the *Return to Work (Transitional Arrangements) (Administration) Regulations 2015*.

#### **2—Commencement**

These regulations will come into operation on 2 February 2015.

#### **3—Interpretation**

In these regulations—

*Act* means the *Return to Work Act 2014*.

#### **4—Corporation change of name**

The following provisions will apply in connection with the operation of clause 11 of Schedule 9 of the Act:

- (a) without limiting the operation of paragraph (b), a reference in any Act, regulation, rule, instrument, notice or other document to the Corporation as the WorkCover Corporation of South Australia will be construed as a reference to the Return to Work Corporation of South Australia;
- (b) the Corporation may, after clause 11 of Schedule 9 of the Act takes effect—
  - (i) continue to act in any case under the name *WorkCover Corporation of South Australia* (or *WorkCover*), including for the purposes of issuing any notice or taking any other action or step, or for the purposes of any process, application or proceedings, under the *Workers Rehabilitation and Compensation Act 1986* or the *Return to Work Corporation of South Australia Act 1994* or under any other Act or law; or

- (ii) act under the name *Return to Work Corporation of South Australia* (or *ReturnToWorkSA*) for the purposes of issuing any notice or taking any other action or step, or for the purposes of any process, application or proceedings, under the *Workers Rehabilitation and Compensation Act 1986* or the *Return to Work Corporation of South Australia Act 1994* or under any other Act or law (including with respect to any matter commenced before clause 11 of Schedule 9 of the Act takes effect).

## **5—Common Fund**

The following provisions will apply in relation to the continuation and application of the Compensation Fund:

- (a) the fund will be held subject to the provisions of the *Workers Rehabilitation and Compensation Act 1986* and the *Return to Work Act 2014*;
- (b) the fund may be applied for the purposes of the *Workers Rehabilitation and Compensation Act 1986* or the *Return to Work Act 2014* (including purposes that relate to the cost of undertaking functions or establishing services or facilities in connection with the *Return to Work Act 2014* before 1 July 2015).

## **6—WHS administration costs**

- (1) In this regulation—

*WHS Act* means the *Work Health and Safety Act 2012*.

- (2) The Corporation may, in setting the fee payable under Schedule 5, clause 2(5) of the *WHS Act* for the 2015/2016 financial year, take into account the amendments effected to that Act by Schedule 9 of the *Return to Work Act 2014* and the provisions of the *Return to Work Act 2014* (whether or not those provisions are in operation on the commencement of these regulations).

### **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 15 January 2015

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