



Australian Capital Territory

Workers Compensation (Terrorism) Amendment Act 2012

A2012-8

Contents

	Page
1 Name of Act	2
2 Commencement	2
3 Legislation amended	2
4 Payments out of DI fund	
Section 166B (2)	2
5 Section 166B (3)	2
6 Chapter 15 heading	2
7 Application of ch 15 to insurers	
Section 224 (1) (b)	2
8 Terrorism cover temporary reinsurance fund	
New section 227 (4)	3
9 Entitlement of insurers to reimbursement from temporary fund	
Section 228 (2)	3
10 Section 232	3
11 Chapter 15 (as amended)	4

J2011-966

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

Contents

		Page
12	Dictionary, new definition of <i>act of terrorism</i>	4
13	Dictionary, definition of <i>insurer</i>	4
14	Dictionary, new definitions	4



Australian Capital Territory

Workers Compensation (Terrorism) Amendment Act 2012

A2012-8

An Act to amend the *Workers Compensation Act 1951*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

J2011-966

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

1 Name of Act

This Act is the *Workers Compensation (Terrorism) Amendment Act 2012*.

2 Commencement

This Act commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

3 Legislation amended

This Act amends the *Workers Compensation Act 1951*.

**4 Payments out of DI fund
Section 166B (2)**

omit

Temporary provisions for acts

substitute

Acts

5 Section 166B (3)

omit

6 Chapter 15 heading

substitute

Chapter 15 Acts of terrorism

**7 Application of ch 15 to insurers
Section 224 (1) (b)**

omit

**8 Terrorism cover temporary reinsurance fund
New section 227 (4)**

insert

- (4) However, the *Financial Management Act 1996*, section 53A (Unclaimed trust money) does not apply to the temporary fund.

**9 Entitlement of insurers to reimbursement from temporary fund
Section 228 (2)**

substitute

- (2) However, the insurer is entitled to be fully reimbursed from the temporary fund the insurer's uninsured liability for another act of terrorism that happens not later than 1 year after the day the act of terrorism mentioned in subsection (1) happens.

10 Section 232

substitute

232 Review of payments out of temporary fund

- (1) This section applies if the temporary fund is established under section 227 (1).
- (2) The Minister must review the following not later than 10 years after the day the temporary fund is established:
- (a) the operation of section 229 (Payments out of temporary fund);
 - (b) the operation of any regulation made under section 230 (1) (b) (Regulations about temporary fund).
- (3) The Minister must present a report of the review to the Legislative Assembly within 6 months after the day the review is started.

11 Chapter 15 (as amended)

relocate as part 8.3

12 Dictionary, new definition of *act of terrorism*

insert

act of terrorism, for chapter 15 (Acts of terrorism)—see section 226.

13 Dictionary, definition of *insurer*

substitute

insurer—

- (a) for chapter 5 (Injury management process)—
 - (i) see section 86A; and
 - (ii) if there is more than 1 employer of a worker—see section 87; and
- (b) for part 6.2 (Time for accepting or rejecting claims)—see section 127 (1); and
- (c) for chapter 15 (Acts of terrorism)—see section 225.

14 Dictionary, new definitions

insert

temporary fund, for chapter 15 (Acts of terrorism)—see section 227 (1).

temporary fund threshold amount, for chapter 15 (Acts of terrorism)—see section 224 (2).

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 16 February 2012.

2 Notification

Notified under the Legislation Act on 28 March 2012.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

I certify that the above is a true copy of the Workers Compensation (Terrorism) Amendment Bill 2012, which was passed by the Legislative Assembly on 20 March 2012.

Clerk of the Legislative Assembly

© Australian Capital Territory 2012