

Approved form AF2002-159

made under the

Workers Compensation Rules 1938

Workers Compensation Rules 1938— Form 34

(see r 44 (5))

Notice to parties where registrar refers the question of recording a memorandum of an agreement to the court under the Act, schedule 4, clause 9, proviso (d)

[Heading as in memorandum.]

TAKE NOTICE, that I have refused to record the memorandum sent to me in this matter for registration, and have referred the matter to the Court, under the *Workers Compensation Act 1951*, schedule 4, clause 9, proviso (d), it appearing to me that the said memorandum ought not to be registered by reason of—

- (a) the inadequacy of the lump sum agreed to be paid by way of compromise in satisfaction of all claims [*or* in redemption of the weekly payment referred to in the memorandum]; *or*
- (b) the inadequacy of the amount of compensation agreed to be paid to _____, a person under legal disability; *or*
- (c) the inadequacy of the amount of compensation agreed to be paid to _____, and _____, dependants; *or*
- (d) the agreement having been obtained by fraud [*or* undue influence *or* improper means].

AND FURTHER TAKE NOTICE, that by order of the Court, you are summoned to attend before the Magistrates Court at Canberra on

, when the matter will
be inquired into by the Court.

And that if you do not attend either in person or by your solicitor or agent on the day and at that time such order will be made and proceedings taken as the Court may think just and expedient.

Dated:

To [*all parties interested.*]

Endnotes

- 1 This form was originally in the *Workers Compensation Rules 1938*, schedule 1. Under amendments made by the *Legislation (Consequential Amendments) Act 2001*, the form was omitted from the rules and became a form approved under the rules, rule 89 (see amdt 1.2805, amdt 1.2807).
- 2 This republication includes amendments made under the *Legislation Act 2001*, part 11.3 (Editorial changes).

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