

Motor Accident Injuries (Indexation of Benefits) Declaration 2020 (No 1)*

Notifiable instrument NI2020–518

made under the

Motor Accident Injuries Act 2019, section 19 (Indexation of defined benefits and quality of life damages)

1 Name of instrument

The instrument is the *Motor Accident Injuries (Indexation of Benefits) Declaration 2020 (No 1)*.

2 Commencement

This instrument commences the day after notification.

3 AWE indexation factors and amounts

I declare that the AWE indexation factors and amounts as indexed in this instrument apply on and from the 1 October 2020 indexation day.

AWE indexation factors

1. For an amount that is to be AWE indexed biannually on 1 April and 1 October each year the factor is: 1.015.
2. For an amount that is to be AWE indexed annually on 1 October each year the factor is: 1.028.

*Name amended under Legislation Act, s 60

AWE indexed amounts – Biannual indexation

3. For each AWE indexed amount mentioned in the formulas for income replacement benefits in sections 96 and 97 of the *Motor Accident Injuries Act 2019* (MAI Act):

AWE indexed amount mentioned in sections 96 and 97 of the MAI Act	Amount as indexed on 1 October 2020
\$100	\$110
\$800	\$820
\$1,000	\$1,020
\$2,250	\$2,290

4. For the AWE indexed amount mentioned in section 103(3) of the MAI Act for the amount for an interim weekly payment:

AWE indexed amount mentioned in section 103 of the MAI Act	Amount as indexed on 1 October 2020
\$2,250	\$2,290

AWE indexed amounts – Annual indexation

5. For the AWE amount mentioned in section 139 of the MAI Act for the minimum excess payment for a WPI assessment amount:

AWE indexed amount mentioned in section 139 of the MAI Act	Amount as indexed on 1 October 2020
\$500	\$520

6. For each AWE indexed amount mentioned in the formulas in the table in section 167 of the MAI Act for the amount of quality of life benefits payable:

AWE indexed amount mentioned in section 167	Amount as indexed on 1 October 2020
\$2,100	\$2,160
\$2,450	\$2,520
\$2,800	\$2,880
\$4,480	\$4,610
\$7,000	\$7,200
\$17,500	\$17,990
\$42,000	\$43,18
\$126,000	\$129,530
\$350,000	\$359,800

7. For each AWE indexed amount mentioned in section 174 of the MAI Act for the amount of death benefit payable:

AWE indexed amount mentioned in section 174	Amount as indexed on 1 October 2020
\$190,000	\$195,320
\$40,000	\$41,120
\$80,000	\$82,240
\$120,000	\$123,360
\$160,000	\$164,480

8. For each AWE indexed amount mentioned in the formulas in the table in section 243 of the MAI Act for the amount of quality of life damages payable:

AWE indexed amount mentioned in section 243	Amount as indexed on 1 October 2020
\$3,500	\$3,600
\$4,000	\$4,120
\$6,400	\$6,580
\$25,000	\$25,700
\$60,000	\$61,680
\$180,000	\$185,040
\$500,000	\$514,000

9. For the AWE indexed amount mentioned in sections 243 and 244 of the MAI Act for the maximum amount may be awarded for damages:

AWE indexed amount mentioned in sections 243 and 244 of the MAI Act	Amount as indexed on 1 October 2020
\$600,000	\$616,800

10. For the AWE indexed amount mentioned in section 276 of the MAI Act for awards of damages:

AWE indexed amount mentioned in section 276 of the MAI Act	Amount as indexed on 1 October 2020
\$50,000	\$51,400

11. For the AWE indexed amount mention in section 6 of the *Motor Accident Injuries (ACAT Costs Order) Regulation 2020* (the ACAT Regulation) for maximum costs for ACAT matters:

AWE indexed amount mentioned in section 6 of the ACAT Regulation	Amount as indexed on 1 October 2020
\$2,000	\$2,060

12. For the AWE indexed amount mentioned in section 13C of the *Motor Accident Injuries (Premiums and Administration) Regulation 2019* (the Regulation) for maximum costs for mandatory final offers:

AWE indexed amount mentioned in section 13C of the Regulation	Amount as indexed on 1 October 2020
\$5,000	\$5,140

Lisa Holmes
MAI Commissioner
MAI Commission

26 August 2020