Australian Capital Territory

Motor Accident Injuries (Indexation of Benefits) Declaration 2024 (No 2)

**Notifiable instrument NI 2024–488**

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 2024 (No 2)*.

**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 2024 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: 1.022.
2. For an amount that is to be AWE indexed annually on 1 October each year the factor is: 1.049.

 *AWE indexed amounts – Biannual indexation*

1. 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 April 2024\* | Amount as indexed on 1 October 2024 |
| $100 | $156 | $160 |
| $800 | $953 | $974 |
| $1,000 | $1,159 | $1,185 |
| $2,250 | $2,597 | $2,655 |

1. 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 April 2024\* | Amount as indexed on 1 October 2024 |
| $2,250 | $2,597 | $2,655 |

*AWE indexed amounts – Annual indexation*

1. 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 2023\* | Amount as indexed on 1 October 2024 |
| $500 | $580 | $610 |

1. 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 2023\* | Amount as indexed on 1 October 2024 |
| $2,100 | $2,390 | $2,510 |
| $2,450 | $2,780 | $2,920 |
| $2,800 | $3,170 | $3,330 |
| $4,480 | $5,070 | $5,320 |
| $7,000 | $7,910 | $8,300 |
| $17,500 | $19,750 | $20,720 |
| $42,000 | $47,380 | $49,710 |
| $126,000 | $142,100 | $149,070 |
| $350,000 | $394,680 | $414,020 |

1. 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 2023\* | Amount as indexed on 1 October 2024 |
| $190,000 | $214,270 | $224,770 |
| $40,000 | $45,130 | $47,350 |
| $80,000 | $90,230 | $94,660 |
| $120,000 | $135,340 | $141,980 |
| $160,000 | $180,440 | $189,290 |

1. For the AWE indexed amount mentioned in section 181 of the MAI Act for the maximum amount of funeral benefits payable:

|  |  |  |
| --- | --- | --- |
| AWE indexed amount mentioned in section 243 | Amount as indexed on 1 October 2023\* | Amount as indexed on 1 October 2024 |
| $15,000 | $16,930 | $17,760 |

1. 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 2023\* | Amount as indexed on 1 October 2024 |
| $3,500 | $3,960 | $4,160 |
| $4,000 | $4,530 | $4,760 |
| $6,400 | $7,230 | $7,590 |
| $25,000 | $28,200 | $29,590 |
| $60,000 | $67,680 | $71,000 |
| $180,000 | $202,990 | $212,940 |
| $500,000 | $563,830 | $591,460 |

1. 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 2023\* | Amount as indexed on 1 October 2024 |
| $600,000 | $676,590 | $709,750 |

1. 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 2023\* | Amount as indexed on 1 October 2024 |
| $50,000 | $56,400 | $59,170 |

1. 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 2023\* | Amount as indexed on 1 October 2024 |
| $2,000 | $2,270 | $2,390 |

1. 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 on1 October 2023\* | Amount as indexed on 1 October 2024 |
| $5,000 | $5,660 | $5,940 |

Lisa Holmes

MAI Commissioner

MAI Commission

28 August 2024

\* For information/comparison.