

WORKERS' COMPENSATION.

11° GEO. V., No. XLIII.

No. 43 of 1920.

AN ACT to amend the Workers' Compensation Act, 1912.

[Assented to 31st December, 1920.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1.) This Act may be cited as the *Workers' Compensation Act Amendment Act, 1920*, and shall be read as one with the Workers Compensation Act, 1912, hereinafter referred to as the principal Act. Short title.

(2.) This Act shall come into operation on a day to be fixed by Proclamation.

2. Section four of the principal Act is hereby amended by omitting the words "three hundred pounds," in the interpretation of the term "worker," and inserting the words "four hundred pounds" in place thereof; and by adding to the section a paragraph as follows:— Amendment of section 4.

A tributer within the meaning of the word in the Mining Act, 1904, and its amendments, and the regulations thereunder, whose earnings do not exceed four hundred pounds a year, shall be deemed a worker, and the lessee or owner of the mine let on tribute shall be deemed an employer of the tributer, and the earnings of a tributer shall be deemed remuneration paid to the tributer as a worker. If the earnings or average weekly earnings of a tributer cannot be otherwise

ascertained for the purposes of this Act, the earnings of the tributer shall be deemed to be equal to the ruling rate of wages for miners as prescribed for the time being by the current industrial agreement or award in force in the district in which the mine is situated.

Amendment of
sec. 6, and sec.
1 of First
Schedule.

3. (1.) Section six of the principal Act is hereby amended by omitting the words "one week," in paragraph (a) of subsection (2), and inserting in place thereof the words "three days."

(2.) Section one of the First Schedule to the principal Act is hereby amended by omitting the word "week," in paragraph (a) of the proviso, and inserting in place thereof the words "three days."

Amendment of
First Schedule.

4. The First Schedule to the principal Act is hereby amended by omitting the word "three," in the fourth line of paragraph (a), and inserting in lieu thereof the word "four"; by striking out the word "four," in line six, and inserting the word "five" in lieu thereof; by inserting after the word "pounds," in line six of paragraph (b), the words "ten shillings"; and by striking out the word "four," in the last line of the same paragraph, and inserting the word "five."

Amendment of
First Schedule.
See S.A. No.
1053, 1st Sch.
(1B).

5. The First Schedule to the principal Act is hereby amended by inserting after the word "employer," in the third line of section sixteen thereof, the words "or the worker," and by adding a proviso to section sixteen, as follows:—

See Vic. No.
2750, s. 7.

Provided also, that on exercising the jurisdiction to order redemption by payment of a lump sum on the application of a worker, the magistrate shall take into consideration the ability of the employer to make compensation in that form.

Manner of
showing
amendment.

6. All copies of the principal Act to be hereafter printed by the Government Printer shall be printed as amended by this Act, under the supervision of the Clerk of Parliaments.