

WORKERS' COMPENSATION SUPPLEMENTATION FUND.

No. 26 of 1981.

AN ACT to amend the Workers' Compensation
Supplementation Fund Act 1980.

[Assented to 26 May 1981.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the 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 Supplementation Fund Amendment Act 1981*.

Short title
and citation.

(2) In this Act the Workers' Compensation Supplementation Fund Act 1980 is referred to as the principal Act.

Act No. 80
of 1980.

(3) Section 3 of the principal Act is amended by deleting the definition of "employer" and substituting the following definition—

“ “employer” has the same meaning as it has in the Workers' Compensation Act 1981; ” .

(4) Section 3 of the principal Act is amended in the definition of "employer's policy" by deleting "13 of the Compensation Act" and substituting the following—

“ 167 of the Workers' Compensation Act 1981 ” .

(5) Section 3 of the principal Act is amended in the definition of "insurer" by deleting "13 of the Compensation Act" and substituting the following—

“ 168 of the Workers' Compensation Act 1981 ” .

(6) Section 3 of the principal Act is amended by deleting the definition of "self-insurer" and substituting the following definition—

“ “self-insurer” means employer whom, or employer belonging to a group of employers which, the Governor exempts under section 172 of the Workers' Compensation Act 1981 from the obligation to insure pursuant to that Act except for the obligation to insure against liability to pay compensation for any industrial disease of the kinds referred to in section 157 (a) (iii) of that Act; ” .

4. Section 4 of the principal Act is repealed and the following section is substituted—

Section 4
repealed
and
substituted.

“ 4. This Act does not apply to or in relation to an employer insured by the SGIO under the authority conferred on it by section 169 of the Workers' Compensation Act 1981 for the

Act not to
apply to
mining
employers.

the amount of that judgment,
order or award, that em-
ployer " ; and

- (iii) by inserting, before "of the amount of that judgment, order or award.", the following—

" or reimbursement, as the case requires, " ;

- (b) in subsection (2)—

- (i) by deleting "If, before, on or after the appointed date—" and substituting the following—

" If, on or after 1 January 1979— " ;

- (ii) by inserting, after "the person referred to in paragraph (a)", the following—

" or, if the employer against whom that person is entitled to make the claim referred to in that paragraph has paid the amount of compensation sought by that claim, that employer " ; and

- (iii) by inserting, before "of the amount of compensation referred to in paragraph (a).", the following—

" or reimbursement, as the case requires, " ;

- (c) in subsection (3) by inserting, after "A person", the following—

" or employer " ; and

- (d) in subsection (4) by inserting, after "A person", the following—

" or employer " .

(3) Section 19 (5) of the principal Act is amended by deleting paragraph (b) of the definition of "compensation" and substituting the following paragraph—

" (b) all amounts payable under Schedule 1 to the Workers' Compensation Act 1981. " .

Substitution
of "Commis-
sion" for
"Board".

7. The provisions of the principal Act specified in the Schedule to this Act are amended by deleting "Board", wherever it occurs, and substituting in each case the following—

" Commission " .

SCHEDULE.

(Section 7)

SUBSTITUTION OF "COMMISSION" FOR "BOARD".

Sections 5, 7 (1) and (3), 8, 9, 10, 11, 12, 13, 15, 16, 17 (3), 18 (2) and (3), 25, 27 (2), 36 (1) and (2), 37 and 39.
