

Supplement to Government Gazette

OF

WESTERN AUSTRALIA.

[Published by Authority.]

No. 51.]

PERTH: SATURDAY, AUGUST 26,

[1905.

THE WORKERS' COMPENSATION ACT, 1902.

Department of Labour,

Perth, 24th August, 1905.

HIS Excellency the Governor in Executive Council has been pleased to repeal Regulations Nos. 3 to 38 inclusive, and No. 43 of the Regulations under "The Workers Compensation Act, 1902," made on the 24th day of July, 1902, and Forms C.B., C.C., C.D., C.E., C.F., C.G., C.H., C.I., C.J., C.K., C.L., C.M., C.N., C.O., C.P., C.Q., C.R., C.S., and C.T., and to make the following Regulations in lieu thereof.

EDGAR T. OWEN,

Secretary for Labour.

Amended Regulations under the Workers' Compensation Act, 1902 (1 & 2 Edwd. VII., No. 5).

1. Every proceeding under section eight of "The Workers' Compensation Act, 1902," shall be commenced by plaint and summons, and all the Local Court orders and rules in force for the time being shall, *mutatis mutandis*, apply to such proceedings, subject to such regulations as may be in force from time to time under the said Act :

Provided that the special forms in the Schedule to these rules and in Part II. of the Appendix to the Local Court Rules shall be used in place of the forms in Part I. of the Appendix to the Local Court Rules as far as the same are applicable.

Parties to hearing.

2. (1.) (a.) An action on behalf of the dependants of a deceased worker for the settlement by the Court of the amount payable as compensation to such dependants shall be made by the legal personal representative (if any) of the deceased worker.

(b.) If there is no legal personal representative, the action may be made by the dependants themselves.

(c.) If there is any conflict of interest between the dependants themselves, the action may be brought by the legal personal representative on behalf of some only of such dependants; or if there is no legal personal representative, then by some only of such dependants, the other dependants in either case being made defendants.

(d.) In this rule "dependants" includes persons claiming to be dependants.

(2.) In any case where the amount of the compensation is agreed upon or ascertained, but a question arises as to who are dependants or as to the amount



Government Gazette

PERTH, SATURDAY, 26 AUGUST 1905 No. 51

© STATE OF WESTERN AUSTRALIA

CONTENTS

Amended Regulations under the Workers Compensation Act 1902.