Commonwealth Employees’ Compensation

**No. 51 of 1970**

An Act to increase certain amounts of Compensation payable to Employees of the Commonwealth.

[*Assented to 24 June 1970*]

BE it enacted by the Queen’s Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

**Short title and citation.**

**1.**—(1.) This Act may be cited as the *Commonwealth Employees’ Compensation Act* 1970.

(2.) The *Commonwealth Employees’ Compensation Act* 1930–1969 is in this Act referred to as the Principal Act.

(3.) The Principal Act, as amended by this Act, may be cited as the *Commonwealth Employees’ Compensation Act* 1930–1970.

**Commencement.**

**2.** This Act shall come into operation on the day on which it receives the Royal Assent.

**Compensation for certain injuries.**

**3.** Section 12 of the Principal Act is amended by omitting from sub-section (1.) the words “Ten thousand dollars” and inserting in their stead the words “Twelve thousand dollars”.

**Maximum compensation.**

**4.** Section 13 of the Principal Act is amended by omitting from sub-section (1.) the words “Ten thousand dollars” and inserting in their stead the words “Twelve thousand dollars”.

**First Schedule.**

**5.** The First Schedule to the Principal Act is amended as set out in the following table:—

|  |  |  |
| --- | --- | --- |
| Provision amended | Omit— | Insert— |
| Paragraph (1.) (*a*) (i)  | Ten thousand dollars | Twelve thousand dollars |
| Paragraph (1.) (*b*)  | Twenty-eight dollars fifteen cents | Thirty-one dollars eighty cents |
| Paragraph (1.) (*b*)(i)  | Six dollars eighty cents | Seven dollars seventy cents |
| Paragraph (1.) (*b*) (ii)  | Two dollars fifty cents | Two dollars eighty cents |
| Paragraph (1.) (*c*) (i)  | Twenty-eight dollars fifteen cents | Thirty-one dollars eighty cents |
| Paragraph (1a.) (*a*)(ii)  | One thousand six hundred and fifty dollars | Two thousand dollars |
| Paragraph (1a.) (*b*) (iii)  | Twenty-one dollars ten cents | Twenty-three dollars eighty-five cents |
| Twenty-eight dollars fifteen cents | Thirty-one dollars eighty cents |
| Paragraph (9a.)  | than Two hundred dollars | than Two hundred and eighty dollars |
| and Two hundred dollars | and Two hundred and eighty dollars |

**Adjustment of weekly payments, &c., under Principal Act.**

**6.**—(1.) Where, immediately before the date of commencement of this Act, a person was receiving weekly payments under the *Commonwealth Workmen’s Compensation Act* 1912 or was receiving, or was entitled to receive, weekly payments in accordance with the First Schedule to the Principal Act, he is, from and including that date, entitled to receive weekly payments in accordance with the Principal Act as amended by this Act.

(2.) Where, before the date of commencement of this Act, an employee sustained an injury or contracted a disease in respect of which weekly payments in accordance with the First Schedule to the Principal Act would have been payable immediately before that date but for the fact that he was not then incapacitated for work or but for the operation of clause (ii) of sub-paragraph (*b*)of paragraph (1a.) of that Schedule, and on or after that date he becomes incapacitated for work as a result of the injury or disease or that clause ceases to have effect in relation to him, weekly payments in respect of that incapacity shall be in accordance with the Principal Act as amended by this Act.

(3.) Where, on or after the date of commencement of this Act, death results from an injury or a disease that was sustained or contracted before that date and in respect of which compensation was payable under the Principal Act, compensation shall be paid in respect of that death in accordance with the Principal Act as amended by this Act.

(4.) Where, immediately before the date of commencement of this Act, an employee was receiving, was entitled to receive, or, but for the operation of clause (ii) of sub-paragraph (*b*)of paragraph (1a.) of the First Schedule to the Principal Act, would have been entitled to receive, weekly payments in accordance with that Schedule in respect of an injury or injuries sustained or a disease contracted before that date, the provisions of section 13 of the Principal Act as amended by this Act apply in relation to the injury, injuries or disease.

(5.) The amendment made by section 3 of this Act applies in relation to an injury sustained on or after the date of commencement of this Act notwithstanding that the accident or disease that caused the injury occurred before that date.