



TASMANIA

**MOTOR ACCIDENTS (LIABILITIES AND
COMPENSATION) AMENDMENT ACT 2019**

No. 6 of 2019

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MOTOR ACCIDENTS (LIABILITIES AND COMPENSATION) AMENDMENT ACT 2019

No. 6 of 2019

**An Act to amend the *Motor Accidents (Liabilities and
Compensation) Act 1973***

[Royal Assent 8 May 2019]

Be it enacted by Her Excellency the Governor of Tasmania, by
and with the advice and consent of the Legislative Council and
House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Motor Accidents
(Liabilities and Compensation) Amendment Act
2019*.

2. Commencement

This Act commences on the day on which this
Act receives the Royal Assent.

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3. Principal Act

In this Act, the *Motor Accidents (Liabilities and Compensation) Act 1973** is referred to as the Principal Act.

4. Section 28 amended (Determination as to right to scheduled benefits)

Section 28 of the Principal Act is amended as follows:

- (a) by omitting from subsection (6) “subsection (5)” and substituting “subsection (4)”;
- (b) by inserting the following paragraph after paragraph (b) in subsection (8):
 - (ba) prescribe the procedures for hearing and determining a matter referred to the Tribunal, including the manner in which the Tribunal may inform itself in respect of such a matter; and
- (c) by omitting subparagraph (ii) from subsection (8)(c) and substituting the following subparagraph:
 - (ii) the determination, apportionment, payment and other matters relating to the amount of costs to

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be paid by a party to a reference
to the Tribunal; and

(d) by inserting the following subsection
after subsection (8):

(9) A determination of the Tribunal under this section, or an order as to costs made by the Tribunal in respect of a determination under this section, made before the commencement of the *Motor Accidents (Liabilities and Compensation) Amendment Act 2019*, is declared to be as valid as it would have been if the amendments effected by that Act had been in force at the time when the determination or order was made.

5. Section 34 amended (Regulations)

Section 34(3) of the Principal Act is amended by omitting “Board” and substituting “Board or the Tribunal”.

6. Repeal of Act

This Act is repealed on the first anniversary of the day on which it commenced.

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*[Second reading presentation speech made in:–
House of Assembly on 21 March 2019
Legislative Council on 9 April 2019]*