

WORKMEN'S COMPENSATION

No. 26 of 1970

An Ordinance to amend the *Workmen's Compensation Ordinance 1951-1969*.

1.—(1.) This Ordinance may be cited as the *Workmen's Compensation Ordinance 1970*.*

Short title and citation.

(2.) The *Workmen's Compensation Ordinance 1951-1969*† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Workmen's Compensation Ordinance 1951-1970*.

2. This Ordinance shall come into operation on a date to be fixed by the Minister by notice published in the *Gazette*.‡

Commencement.

3. The Principal Ordinance is amended as set out in the Schedule to this Ordinance.

Increases in compensation.

4.—(1.) A policy of insurance against liability under the Principal Ordinance, in force immediately before the commencement of this Ordinance, has effect during the unexpired balance of the currency of the policy as if it applied to liability under the Principal Ordinance as amended by this Ordinance.

Existing policies of insurance.

(2.) An employer to whom such a policy has been issued is liable to pay to the insurer, in respect of the additional liability which he may incur as a result of the amendments to the Principal Ordinance effected by this Ordinance, additional premium for the period of the unexpired balance of the currency of the policy, being additional premium equal to the difference between the premium for that period at the rate of premium payable under the policy and the premium for that period at the rate that would have been payable if the policy had been issued, for the purposes of the Principal Ordinance as amended by this Ordinance, upon the date of commencement of this Ordinance.

(3.) Where an insurer under a policy of insurance effected before the commencement of this Ordinance would have been liable, if this Ordinance had not been made, to indemnify a person against his liability under the Principal Ordinance arising out of an injury sustained or a disease contracted before the commencement of this Ordinance, the insurer is liable to indemnify the person against liability under the Principal Ordinance, as amended by this Ordinance, arising out of the injury or the contracting of the disease.

5.—(1.) Where, immediately before the date of commencement of this Ordinance, a person was receiving, or was entitled to receive, weekly payments in accordance with the Principal Ordinance, he is,

Adjustment of weekly payments under Principal Ordinance.

* Made on 3 July 1970; notified in the *Commonwealth Gazette* on 9 July 1970.

† Ordinance No. 2, 1951, as amended by No. 4, 1952; No. 12, 1954; No. 1, 1956; Nos. 12, 20 and 21, 1959; No. 8, 1961; No. 10, 1962; No. 6, 1965; No. 44, 1967; No. 19, 1968; and No. 7, 1969.

‡ The date fixed was 20 July 1970; see *Commonwealth Gazette* 16 July 1970, p. 4716.

from and including that date, entitled to receive weekly payments in accordance with the Principal Ordinance as amended by this Ordinance.

(2.) Where, before the date of commencement of this Ordinance, a workman sustained an injury or contracted a disease in respect of which weekly payments in accordance with the Principal Ordinance would have been payable immediately before that date but for the fact that he was not then incapacitated for work, and on or after that date he becomes incapacitated for work as a result of the injury or disease, weekly payments in respect of that incapacity shall be in accordance with the Principal Ordinance as amended by this Ordinance.

(3.) Where, on or after the date of commencement of this Ordinance, 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 Ordinance, compensation shall be paid in respect of that death in accordance with the Principal Ordinance as amended by this Ordinance.

THE SCHEDULE

Section 2.

AMENDMENTS OF THE PRINCIPAL ORDINANCE

Provisions amended	Omit	Insert
Section 10 (1.) ..	Ten thousand dollars	Twelve thousand dollars
Section 12 (1.) ..	Ten thousand dollars	Twelve thousand dollars
The First Schedule—		
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 2 (a) (ii) ..	One thousand six hundred and fifty dollars	Two thousand dollars
Paragraph 2 (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 One hundred pounds	than Two hundred and eighty dollars
	and One hundred pounds	and Two hundred and eighty dollars