

No. 35 of 1972

AN ORDINANCE

To amend the *Workmen's Compensation Ordinance 1951-1971*.

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1972*.

Dated this twenty-sixth day of October, 1972.

PAUL HASLUCK
Governor-General.

By His Excellency's Command,

RALPH J. HUNT
Minister of State for the Interior.

WORKMEN'S COMPENSATION ORDINANCE 1972

1.—(1.) This Ordinance may be cited as the *Workmen's Compensation Ordinance 1972*.*

Short title
and citation.

(2.) The *Workmen's Compensation Ordinance 1951-1971*† 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 1951-1972*.

2. The First Schedule to the Principal Ordinance is amended—

First Schedule.

(a) by inserting in clause (ii) of sub-paragraph (b) of paragraph 2, after the word "benefit", the words "(other than a payment, allowance or benefit to which the next succeeding paragraph applies)"; and

(b) by inserting after paragraph 2 the following paragraph:—

"2A. This paragraph applies to a payment, allowance or benefit that is payable to the workman by his employer under the terms of an award, order or determination of an industrial authority, under the terms of an industrial agreement or under the terms of the contract of service or apprenticeship between the workman and his employer whereby provision is made, in the event of the workman being totally or partially incapacitated for work in circumstances to which this Ordinance applies, for the payment by the employer to the workman of a weekly amount equal

* Notified in the *Commonwealth Gazette* on 2 November 1972.

† 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; Nos. 7, 13 and 18, 1969; No. 26, 1970; and No. 15, 1971.

to the amount by which the weekly amount payable as compensation under this Ordinance is less than a weekly amount ascertained or calculated in accordance with those terms.”.

Adjustment of
compensation
payable
under the
Principal
Ordinance.

3. Where, immediately before the date of commencement of this Ordinance, a person—

(a) was receiving, or was entitled to receive, weekly payments of compensation reduced in accordance with clause (ii) of sub-paragraph (b) of paragraph 2 of the First Schedule to the Principal Ordinance; or

(b) would have been, but for the operation of that clause, entitled to receive weekly payments of compensation,

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