

Australian Capital Territory

Motor Accident Injuries (Reportable Conduct) Guidelines 2023

Disallowable instrument DI2023–312

made under the

Motor Accident Injuries Act 2019, section 487 (MAI guidelines)

EXPLANATORY STATEMENT

Section 487 of the *Motor Accident Injuries Act 2019* (MAI Act) enables the MAI Commission to make guidelines (the MAI guidelines) about any matter required or permitted by the MAI Act to be included in guidelines.

Section 412A of the MAI Act requires a licensed MAI Insurer to give a written notice to the MAI Commission if they become aware of conduct in relation to the insurer's activities that causes or is likely to cause a significant contravention of the MAI Scheme legislation.

The guidelines make provision for identifying reportable conduct and providing a notice of the reportable conduct. The onus is placed on licensed insurers to identify reportable conduct through their compliance monitoring or other business activities.

The requirement to report will enhance the monitoring of the operations of the scheme.

Consultation on the proposed approach

Consultation with licensed MAI insurers was undertaken in preparing the guidelines to ensure the guidelines would operate as intended. Comments have been incorporated where appropriate.