

Motor Accident Injuries (Authorised IME Provider) Guidelines 2025 (No 1)

Disallowable instrument DI2025–256

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.

The guidelines set out requirements for the MAI Commission to authorise entities as Independent Medical Examiner (IME) providers under section 15 of the MAI Act.

Specifically, the guidelines make provision for the:

- Criteria for authorising an entity to be an IME provider;
- Operating requirements for an authorised IME provider; and
- Fees that may be charged by an authorised IME provider for the provision of services.

The guidelines have been updated to include operating requirements for arranging Significant Occupational Impact (SOI) assessments. In addition, the update clarifies that an authorisation of a provider includes an authorisation to accept a referral from an MAI insurer to arrange a WPI assessment or a SOI assessment under the MAI Act.

The guidelines also make it clear the authorisation does not extend to the provider acting in its private capacity as a business where they are approached by an individual to provide a WPI assessment. The fees are as charged by the business; the MAI Commission has no authority over the fees of the provider acting in their private capacity.

The guidelines being for the purpose of an MAI Commission process, no external consultation has occurred.

Human Rights

The guidelines apply to a MAI Commission process in relation to authorising business entities. However, it is appropriate the guidelines require the Commission, when considering making the authorisation, to consider the systems and processes in place to protect the rights of individuals by including requirements that support the needs of individuals, including for disabilities and cultural sensitivities.