



CBC Min (09) 11/4

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Injury Prevention, Rehabilitation, and Compensation Amendment Bill 2009: Approval for Introduction

Portfolio: ACC

On 28 September 2009, the Cabinet Business Committee, having been authorised by Cabinet to have Power to Act [CAB Min (09) 35/16]:

- 1 noted that the Injury Prevention, Rehabilitation, and Compensation Amendment Bill 2009 (the Bill) holds a category 3 priority (to be passed if possible in 2009) on the 2009 Legislation Programme;
- 2 noted that the Bill:
 - 2.1 changes the ACC full-funding regime to extend the final date for full-funding and to merge the residual and main Accounts;
 - 2.2 allows collection of the Motor Vehicle Residual Levy from the Motor Spirit Levy;
 - 2.3 enables experience rating and risk sharing for the Work and Motor Vehicle Accounts;
 - 2.4 removes amendments made by the previous government relating to cover for work-related gradual process disease or infection, weekly compensation and vocational independence;
 - 2.5 reintroduces disentitlement of claimants who self-injure or commit suicide;
 - 2.6 strengthens disentitlement of criminals injured while committing a crime and imprisoned;
 - 2.7 removes statutory panels;
 - 2.8 sets a threshold for cover for hearing loss;
 - 2.9 requires preparation of a financial condition report by ACC which must be tabled in the House;

Work related mental injury

- 3 **noted** that on 17 August 2009, Cabinet agreed to remove cover for work-related mental injury (mental injury that has been caused by direct exposure to a sudden and traumatic event during the course of a person's employment) [CAB Min (09) 29/8];
- 4 **noted** that the financial impact of the decision in paragraph 3 is small but the effect on workers could be significant;
- 5 **rescinded** the decision referred to in paragraph 3;

Introduction

- 6 **approved** for introduction the Injury Prevention, Rehabilitation, and Compensation Amendment Bill 2009 [PCO 13954/5.3], subject to:
 - 6.1 changes to the Bill as a result of the decision in paragraph 5 above;
 - 6.2 the final approval of the government caucus;
- 7 **agreed** that the Bill be introduced on a date to be determined by the Minister for ACC in consultation with the Leader of the House;
- 8 **agreed** that the government propose that the Bill be:
 - 8.1 referred to the Transport and Industrial Relations Committee for consideration;
 - 8.2 enacted by 28 February 2010.