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Workers Compensation and Injury Management Act 2023

APPROVED FORM [s. 496]

Non-Resident Worker - Declaration Warning Notice

In accordance with section 496 of the *Workers Compensation and Injury Management Act 2023* the approved form for the written notice (a warning notice) required to be given to a worker for the purposes of section 65(3) of the Act is **Non-Resident Worker – Declaration Warning Notice** in Appendix 1.

Non-Resident Worker – Declaration Warning Notice in Appendix 1 is effective 1 July 2024 and registered as WorkCover WA Approved Form CN4 – v1 [D2024/36868].

CHRIS WHITE
CHIEF EXECUTIVE OFFICER

26 March 2024

APPENDIX 1

Workers Compensation and Injury Management Act 2023

NON-RESIDENT WORKER – DECLARATION WARNING NOTICE

Worker

Name:

Address:

Phone number:

Email address:

Employer

Name:

Address:

Claim

Insurer:

Address:

Insurer claim number:

Declaration

Declaration due by:

Suspension date:

NOTICE

As you are entitled to income compensation but do not reside in Western Australia you are required to provide a declaration of incapacity at 3 monthly intervals.

The required declaration confirms your identity, location and includes a declaration from a medical practitioner as to your capacity for work. A copy is attached for your information and use.

The declaration must be sent to us:

- a) within 3 months after the date on which you were no longer residing in Western Australia and
- b) for each subsequent interval during which you continue to receive income compensation while not residing in Western Australia, within 3 months after the date of the previous declaration made by you.

APPENDIX 1

In order to continue to receive income compensation payments ensure you and a medical practitioner complete the attached declaration and provide it to us by the above due date.

You may send the notice by email or post to us at the postal or email address set out below.

If you fail to provide the declaration before the above date your income compensation may be suspended from the suspension date set out above.

Any suspension of income compensation payments will be from the suspension date specified above until you provide the required declaration.

Your rights and further information

The medical practitioner providing the declaration as to your capacity for work must be:

- a person registered under the *Health Practitioner Regulation National Law (Western Australia)* in the medical profession or
- a person registered in the medical profession under a law or regulatory authority of the jurisdiction in which the person resides.

If you wish to discuss this notice, believe the obligation to provide the declaration does not apply to you or that the date of the required declaration that we have assessed is incorrect, please contact us immediately.

If we suspend your income compensation and you believe the suspension is unlawful you may wish to dispute the suspension by first asking us to review our decision using our Internal Dispute Resolution process. If you still do not agree with our decision, you can also make an application for conciliation in WorkCover WA's Conciliation Service.

Information about WorkCover WA's Conciliation and Arbitration Services can be obtained from WorkCover WA Advice and Assistance on 1300 794 744 or at the WorkCover WA website: <https://www.workcover.wa.gov.au/>.

Notice Details

Notice issued by:

Postal address:

Email address:

Phone number:

Web: