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Workers Compensation and Injury Management Act 2023

**CORRESPONDING PROVISIONS AND PENDING MATTERS
DIRECTION NO. 6**

COMPENSATION CAPS

This is a corresponding provisions and pending matters direction made in accordance with section 548 of the *Workers Compensation and Injury Management Act 2023* (2023 Act).

This direction relates to a compensation cap referred to in section 557 of the 2023 Act and the corresponding cap in the *Workers' Compensation and Injury Management Act 1981* (1981 Act).

This direction is effective 1 July 2024.

Corresponding provisions direction [s. 548(1)(a)]

Table 1 sets out the provisions of the 1981 Act that correspond to the provisions of the 2023 Act applicable to compensation caps referred to in section 557 of the 2023 Act.

Table 1 - Corresponding provisions direction	
1981 Act	2023 Act
s. 5 – prescribed amount	s. 5 – general maximum amount
Schedule 1 clause 7(3) – total weekly payments cease when prescribed amount reached	s. 45 – income compensation general limit amount
s. 217(4) – order as to total liability of employer – total liability not to exceed 75% of the prescribed amount	s. 52(3) – additional income compensation- total amount of additional compensation not to exceed 75% of income compensation general limit
Schedule 1 clause 17(1) – Medical and other expenses cease when 30% of the prescribed amount reached	s. 69 – medical and health expenses general limit amount
Schedule 1 clause 18(1C) & (1d) – further additional sum & prescribed amount	s. 69 – special increase limit amount

Table 1 - Corresponding provisions direction	
1981 Act	2023 Act
Schedule 1 clause 18(1CA) – additional sum	s. 69 – standard increase limit amount
Schedule 1 clause 17(1a) – vocational rehabilitation expenses cease when 7% of the prescribed amount reached	s. 95 – workplace rehabilitation expenses compensation limit
s. 31D(1) – permanent impairment in schedule 2 – full amount	s. 100 – limit on permanent impairment compensation
s. 31E(2) – Noise induced hearing loss lump sum limit	s. 107 – NIHL maximum compensation limit
Schedule 5 clause 1 – redemption amount	s. 119(2) – lump sum compensation for permanent impairment from dust disease
Schedule 1A Division 1 clause 4 – lump sum entitlement	s. 133(2) – dependant lump sum entitlement amount (DLSE)
Schedule 1A Division 1 clause 5 – child allowance	s. 134(4) – eligible dependent child allowance
Schedule 1A Division 2 clause 9(1) – funeral expenses	s. 135 – funeral expenses maximum amount



CHRIS WHITE
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13 June 2024