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Update Summary

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WORKERS COMPENSATION LAW MANUAL NEW SOUTH WALES

Currently updated by
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COMMENTARY

Graeme Pollard has reviewed and updated the commentary on establishing liability and benefits tables. Highlights include the following.

Establishing liability

The question of whether there is a contract is discussed in regard to *Acma v Sesame Gourmet Pty Ltd* [2024] NSWPIC 308 and *Mavireddy v Hempel (Wattyl) Australia Pty Ltd* [2023] NSWPIC 404. See [2.070].

Disqualifications in relation to journey claims are considered at [2.520].

Disentitling conduct is discussed at [2.620].

Injury outside NSW is looked at in regard to *Dixon v JM Hargreaves (NSW) Pty Ltd (deregistered)* [2024] NSWPIC 231. See [2.640].

Apportionment of liability is discussed at [2.870].

Benefits tables

Transitional amounts are updated at [11B.150].

Special provision for workers with highest needs is discussed at [11B.200].

Section 37 rates of payment after the first 26 weeks are updated at [11B.250].

Weekly payment amounts for partial incapacity (s 40 formula ceiling) are updated at [11B.300].

Permanent impairment compensation is discussed at [11B.500]-[11B.650].

Compensation payable on death is discussed at [11B.800].

Compensation for medical, hospital, rehabilitation and treatment expenses is discussed at [11B.900]-[11B.1250].