



Victoria Government Gazette

No. S 244 Monday 20 May 2024
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Subordinate Legislation Act 1994

(Section 12)

NOTICE OF DECISION

Workplace Injury Rehabilitation and Compensation Regulations 2024

I, Danny Pearson, Minister for WorkSafe and the TAC, and Minister responsible for administering the **Workplace Injury Rehabilitation and Compensation Act 2013** (WIRC Act) and the Workplace Injury Rehabilitation and Compensation Regulations 2014 (current Regulations), give notice under section 12 of the **Subordinate Legislation Act 1994** of my decision to make the proposed Workplace Injury Rehabilitation and Compensation Regulations 2024 (the proposed Regulations).

The proposed Regulations will replace the current Regulations which expire on 27 May 2024.

The proposed Regulations will be made under the WIRC Act.

The proposed Regulations will support the operation of the WIRC Act by providing details about compensation arrangements, including:

- directions and definitions
- requirements to support compensation payments to injured workers living overseas
- percentage deductions for different classes of contractors used to determine premiums and compensation payments
- the formula for calculating contributions payable by self-insurers.

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed Regulations and was made available for public consultation and comment from 15 January 2024 until 13 February 2024 on the Engage Victoria website, engage.vic.gov.au. A notice of the public comment was published in the Victoria Government Gazette No. S 13 and Victorian Public Notices website on 15 January 2024.

In response to the RIS and the proposed Regulations, WorkSafe received three submissions, but one was deemed out of scope for this project.

The key issues raised in the two relevant submissions related to:

1. amendments made to Regulation 14 which prescribe changes to the formula for calculating self-insurer contributions to the WorkCover Authority fund and potential impacts on self-insurers due to the proposed changes; and
2. stakeholders seeking further information around how WorkSafe recovers its costs, the accuracy of the modelling in the RIS and consideration of other jurisdictions' self-insurance models in detail.

After consideration of the submissions received in accordance with section 11 of the **Subordinate Legislation Act 1994**, and further information from WorkSafe and key stakeholders, I have decided that the proposed Regulations should be made with no amendments.

A response to public comment document, with further details about the submissions received and WorkSafe's response to these, will be made publicly available on the Engage Victoria website and at www.worksafe.vic.gov.au

Dated 23 April 2024

THE HON. DANNY PEARSON
Minister for WorkSafe and the TAC

SPECIAL

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