

House of Representatives

Supplementary Order Paper

UNIVERSITY OF OTAGO

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Tuesday, 14 March 2000

Accident Insurance (Transitional Provisions) Bill

Proposed amendments

Hon Ken Shirley, in Committee, to move the following amendments:

Clause 1

To omit subclause (1), and substitute the following new subclause:

- (1) This Act is the Removal of Competitive Provisions of Workplace Accident Insurance Act **2000**.

Clause 2

To omit subclauses (1), (1A), and (2) and substitute the following:

This Act comes into force on 1 April 2003.

Part 1

Clause 8

To omit this clause, and substitute the following new clause:

8 Compensation for enactment of this Act

- (1) Any claims for compensation by the Crown arising directly from the enactment of this Act must be referred to a statutory panel. The panel must adjudicate and advise the Minister of its binding determination.
- (2) The statutory panel must be appointed by the Minister. It must be chaired by a retired High Court Judge, and comprise one representative from each of the following organisations:
 - (a) the New Zealand Insurance Council:
 - (b) the New Zealand Society of Actuaries:
 - (c) the New Zealand Employers Federation:
 - (d) the Council of Trade Unions.

Clause 10

To omit this clause.

Part 2

Clause 11

New section 281DA

To omit subsection (1), and substitute the following subsection:

- “(1) A premium determined for the purpose of **section 281D** may be adjusted up or down for a particular employer by reference to the safety management practices and accident safety record of the employer.”

To omit subsection (3)(a), and substitute the following paragraph:

- “(a) premiums will be adjusted on the basis of audits of safety management practices, accident safety records, and accident claims histories; and”

To omit subsection (3)(d), and substitute the following paragraph:

- “(d) adjustments will be reassessed annually on the basis of new audits and accident safety records.”

Clause 12

New section 326C

To omit subsection (3), and substitute the following subsection:

- “(3) The Minister may, by notice in the *Gazette*, change or replace the framework after consultation with employers and employee representatives has been undertaken.”

To omit subsection (4).

New section 326E(1)

To omit the word “manager” in both places it occurs (lines 23 and 25 on page 22), and substitute the word “Regulator”.

New section 326E(1)(h)

To omit the word “and” (line 21 on page 23), and substitute the word “or”.

New section 326E(2)

To omit the word “manager” in both places it occurs (lines 25 and 27 on page 23), and substitute the word “Regulator”.

New section 326G

To omit the word “manager” in both places it occurs (line 36 on page 24, and line 5 on page 25), and substitute the word “Regulator”.

New section 326H

To omit the word “manager” in both places it occurs (lines 14 and 18 on page 25), and substitute the word “Regulator”.

Schedules

Schedule 1

To omit the expression “1 April 2000” wherever it occurs, and substitute the expression “1 April 2003”.

To omit the expression “30 June 2000” wherever it occurs, and substitute the expression “1 April 2003”.