



Queensland

Civil Liability and Other Legislation Amendment Regulation (No. 1) 2015

Subordinate Legislation 2015 No. 47

made under the

Civil Liability Act 2003

Motor Accident Insurance Act 1994

Personal Injuries Proceedings Act 2002

Workers' Compensation and Rehabilitation Act 2003

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Civil Liability and Other Legislation Amendment Regulation (No. 1) 2015*.

2 Commencement

This regulation commences on 1 July 2015.

Part 2 Amendment of Civil Liability Regulation 2014

3 Regulation amended

This part amends the *Civil Liability Regulation 2014*.

4 Replacement of s 6 (Prescribed amount of damages for loss of consortium or loss of servitium—Act, s 58)

Section 6—

omit, insert—

6 Prescribed amount of damages for loss of consortium or loss of servitium—Act, s 58(1)(b)

For an injury arising during a period stated in an item of the following table, the amount stated in the item is prescribed.

Item	Period (dates inclusive)	Amount
1	2 December 2002 to 30 June 2010	\$30,000
2	1 July 2010 to 30 June 2011	\$35,340
3	1 July 2011 to 30 June 2012	\$36,400
4	1 July 2012 to 30 June 2013	\$38,390

[s 5]

Item	Period (dates inclusive)	Amount
5	1 July 2013 to 30 June 2014	\$40,460
6	1 July 2014 to 30 June 2015	\$41,990
7	1 July 2015 and after	\$43,020

5 Replacement of ss 8 and 9

Sections 8 and 9—

omit, insert—

8 General damages calculation provisions—Act, s 62(2), definition *general damages calculation provisions*

- (1) For each period stated in a table in schedule 7, this section and that table are the general damages calculation provisions for the period.
- (2) For an injury within the injury scale value stated in an item of a table, the general damages are the sum of—
 - (a) the base amount for the item (if any); and
 - (b) the variable amount for the item.
- (3) In this section—

variable amount means the amount worked out in the way stated in the column of a table with the heading ‘variable amount’.

9 Prescribed amount of award for future loss—Act, s 64(2)

For an injury arising during a period stated in an item of the following table, the amount stated in the item is prescribed.

Item	Period (dates inclusive)	Amount
1	2 December 2002 to 30 June 2010	\$100,000
2	1 July 2010 to 30 June 2011	\$117,800
3	1 July 2011 to 30 June 2012	\$121,350
4	1 July 2012 to 30 June 2013	\$128,000
5	1 July 2013 to 30 June 2014	\$134,910
6	1 July 2014 to 30 June 2015	\$140,020
7	1 July 2015 and after	\$143,450

6 Replacement of sch 7 (General damages calculation provisions)

Schedule 7—

omit, insert—

Schedule 7 General damages calculation provisions

section 8

Table 1—For an injury arising from 2 December 2002 to 30 June 2010 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1000
2	10 or less but more than 5	\$5000	(Injury scale value - 5) x \$1200
3	15 or less but more than 10	\$11,000	(Injury scale value - 10) x \$1400
4	20 or less but more than 15	\$18,000	(Injury scale value - 15) x \$1600
5	25 or less but more than 20	\$26,000	(Injury scale value - 20) x \$1800
6	30 or less but more than 25	\$35,000	(Injury scale value - 25) x \$2000
7	35 or less but more than 30	\$45,000	(Injury scale value - 30) x \$2200
8	40 or less but more than 35	\$56,000	(Injury scale value - 35) x \$2400
9	50 or less but more than 40	\$68,000	(Injury scale value - 40) x \$2580
10	60 or less but more than 50	\$93,800	(Injury scale value - 50) x \$2760
11	70 or less but more than 60	\$121,400	(Injury scale value - 60) x \$2940

[s 6]

Table 1—For an injury arising from 2 December 2002 to 30 June 2010 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
12	80 or less but more than 70	\$150,800	(Injury scale value - 70) x \$3120
13	90 or less but more than 80	\$182,000	(Injury scale value - 80) x \$3300
14	100 or less but more than 90	\$215,000	(Injury scale value - 90) x \$3500

Table 2—For an injury arising from 1 July 2010 to 30 June 2011 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1180
2	10 or less but more than 5	\$5900	(Injury scale value - 5) x \$1410
3	15 or less but more than 10	\$12,950	(Injury scale value - 10) x \$1650
4	20 or less but more than 15	\$21,200	(Injury scale value - 15) x \$1880
5	25 or less but more than 20	\$30,600	(Injury scale value - 20) x \$2120
6	30 or less but more than 25	\$41,200	(Injury scale value - 25) x \$2360
7	35 or less but more than 30	\$53,000	(Injury scale value - 30) x \$2590
8	40 or less but more than 35	\$65,950	(Injury scale value - 35) x \$2830
9	50 or less but more than 40	\$80,100	(Injury scale value - 40) x \$3040
10	60 or less but more than 50	\$110,500	(Injury scale value - 50) x \$3250
11	70 or less but more than 60	\$143,000	(Injury scale value - 60) x \$3460
12	80 or less but more than 70	\$177,600	(Injury scale value - 70) x \$3680
13	90 or less but more than 80	\$214,400	(Injury scale value - 80) x \$3890
14	100 or less but more than 90	\$253,300	(Injury scale value - 90) x \$4120

Table 3—For an injury arising from 1 July 2011 to 30 June 2012 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1220
2	10 or less but more than 5	\$6100	(Injury scale value - 5) x \$1450
3	15 or less but more than 10	\$13,350	(Injury scale value - 10) x \$1700
4	20 or less but more than 15	\$21,850	(Injury scale value - 15) x \$1940
5	25 or less but more than 20	\$31,550	(Injury scale value - 20) x \$2180
6	30 or less but more than 25	\$42,250	(Injury scale value - 25) x \$2430
7	35 or less but more than 30	\$54,600	(Injury scale value - 30) x \$2670
8	40 or less but more than 35	\$67,950	(Injury scale value - 35) x \$2920
9	50 or less but more than 40	\$82,550	(Injury scale value - 40) x \$3130
10	60 or less but more than 50	\$113,850	(Injury scale value - 50) x \$3350

Table 3—For an injury arising from 1 July 2011 to 30 June 2012 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
11	70 or less but more than 60	\$147,350	(Injury scale value - 60) x \$3560
12	80 or less but more than 70	\$182,950	(Injury scale value - 70) x \$3790
13	90 or less but more than 80	\$220,850	(Injury scale value - 80) x \$4010
14	100 or less but more than 90	\$260,950	(Injury scale value - 90) x \$4240

Table 4—For an injury arising from 1 July 2012 to 30 June 2013 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1290
2	10 or less but more than 5	\$6450	(Injury scale value - 5) x \$1530
3	15 or less but more than 10	\$14,100	(Injury scale value - 10) x \$1790
4	20 or less but more than 15	\$23,050	(Injury scale value - 15) x \$2050
5	25 or less but more than 20	\$33,300	(Injury scale value - 20) x \$2300
6	30 or less but more than 25	\$44,800	(Injury scale value - 25) x \$2560
7	35 or less but more than 30	\$57,600	(Injury scale value - 30) x \$2820
8	40 or less but more than 35	\$71,700	(Injury scale value - 35) x \$3080
9	50 or less but more than 40	\$87,100	(Injury scale value - 40) x \$3300
10	60 or less but more than 50	\$120,100	(Injury scale value - 50) x \$3530
11	70 or less but more than 60	\$155,400	(Injury scale value - 60) x \$3760
12	80 or less but more than 70	\$193,000	(Injury scale value - 70) x \$4000
13	90 or less but more than 80	\$233,000	(Injury scale value - 80) x \$4230
14	100 or less but more than 90	\$275,300	(Injury scale value - 90) x \$4470

Table 5—For an injury arising from 1 July 2013 to 30 June 2014 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1360
2	10 or less but more than 5	\$6800	(Injury scale value - 5) x \$1610
3	15 or less but more than 10	\$14,850	(Injury scale value - 10) x \$1890
4	20 or less but more than 15	\$24,300	(Injury scale value - 15) x \$2160
5	25 or less but more than 20	\$35,100	(Injury scale value - 20) x \$2420
6	30 or less but more than 25	\$47,200	(Injury scale value - 25) x \$2700
7	35 or less but more than 30	\$60,700	(Injury scale value - 30) x \$2970
8	40 or less but more than 35	\$75,550	(Injury scale value - 35) x \$3250
9	50 or less but more than 40	\$91,800	(Injury scale value - 40) x \$3480

[s 6]

Item	Injury scale value	Base amount	Variable amount
10	60 or less but more than 50	\$126,600	(Injury scale value - 50) x \$3720
11	70 or less but more than 60	\$163,800	(Injury scale value - 60) x \$3960
12	80 or less but more than 70	\$203,400	(Injury scale value - 70) x \$4220
13	90 or less but more than 80	\$245,600	(Injury scale value - 80) x \$4460
14	100 or less but more than 90	\$290,200	(Injury scale value - 90) x \$4710

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1410
2	10 or less but more than 5	\$7050	(Injury scale value - 5) x \$1670
3	15 or less but more than 10	\$15,400	(Injury scale value - 10) x \$1960
4	20 or less but more than 15	\$25,200	(Injury scale value - 15) x \$2240
5	25 or less but more than 20	\$36,400	(Injury scale value - 20) x \$2510
6	30 or less but more than 25	\$48,950	(Injury scale value - 25) x \$2800
7	35 or less but more than 30	\$62,950	(Injury scale value - 30) x \$3080
8	40 or less but more than 35	\$78,350	(Injury scale value - 35) x \$3370
9	50 or less but more than 40	\$95,200	(Injury scale value - 40) x \$3610
10	60 or less but more than 50	\$131,300	(Injury scale value - 50) x \$3860
11	70 or less but more than 60	\$169,900	(Injury scale value - 60) x \$4110
12	80 or less but more than 70	\$211,000	(Injury scale value - 70) x \$4380
13	90 or less but more than 80	\$254,800	(Injury scale value - 80) x \$4630
14	100 or less but more than 90	\$301,100	(Injury scale value - 90) x \$4890

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1440
2	10 or less but more than 5	\$7200	(Injury scale value - 5) x \$1710
3	15 or less but more than 10	\$15,750	(Injury scale value - 10) x \$2010
4	20 or less but more than 15	\$25,800	(Injury scale value - 15) x \$2290
5	25 or less but more than 20	\$37,250	(Injury scale value - 20) x \$2570
6	30 or less but more than 25	\$50,100	(Injury scale value - 25) x \$2870
7	35 or less but more than 30	\$64,450	(Injury scale value - 30) x \$3160
8	40 or less but more than 35	\$80,250	(Injury scale value - 35) x \$3450

[s 9]

Item	Period (dates inclusive)	Declared costs limit	Lower offer limit	Upper offer limit
2	1 July 2010 to 30 June 2011	\$2950	\$35,340	\$58,900
3	1 July 2011 to 30 June 2012	\$3040	\$36,400	\$60,670
4	1 July 2012 to 30 June 2013	\$3210	\$38,390	\$63,990
5	1 July 2013 to 30 June 2014	\$3380	\$40,460	\$67,450
6	1 July 2014 to 30 June 2015	\$3510	\$41,990	\$70,010
7	1 July 2015 and after	\$3600	\$43,020	\$71,730

Part 4 Amendment of Personal Injuries Proceedings Regulation 2014

9 Regulation amended

This part amends the *Personal Injuries Proceedings Regulation 2014*.

10 Replacement of s 12 (Prescribed limits for particular definitions—Act, schedule)

Section 12—

omit, insert—

12 Prescribed limits for particular definitions—Act, schedule

- (1) This section prescribes the amount for the definitions *declared costs limit*, *lower offer limit* and *upper offer limit* in the schedule of the Act.
- (2) For an injury arising during a period stated in an item of the following table, the amounts stated in the item are prescribed.

Item	Period (dates inclusive)	Declared costs limit	Lower offer limit	Upper offer limit
1	2 December 2002 to 30 June 2010	\$2500	\$30,000	\$50,000
2	1 July 2010 to 30 June 2011	\$2950	\$35,340	\$58,900
3	1 July 2011 to 30 June 2012	\$3040	\$36,400	\$60,670
4	1 July 2012 to 30 June 2013	\$3210	\$38,390	\$63,990
5	1 July 2013 to 30 June 2014	\$3380	\$40,460	\$67,450
6	1 July 2014 to 30 June 2015	\$3510	\$41,990	\$70,010
7	1 July 2015 and after	\$3600	\$43,020	\$71,730

Part 5 Amendment of Workers' Compensation and Rehabilitation Regulation 2014

11 Regulation amended

This part amends the *Workers' Compensation and Rehabilitation Regulation 2014*.

12 Replacement of s 128 (Prescribed amount of damages for loss of consortium or loss of servitium—Act, s 306M)

Section 128—

omit, insert—

128 Prescribed amount of damages for loss of consortium or loss of servitium—Act, s 306M(1)(b)

For an injury sustained during a period stated in an item of the following table, the amount stated in the item is prescribed.

Item	Period (dates inclusive)	Amount
1	1 July 2010 to 30 June 2011	\$35,340

[s 13]

Item	Period (dates inclusive)	Amount
2	1 July 2011 to 30 June 2012	\$36,350
3	1 July 2012 to 30 June 2013	\$38,290
4	1 July 2013 to 30 June 2014	\$39,430
5	1 July 2014 to 30 June 2015	\$40,920
6	1 July 2015 and after	\$41,920

13 Replacement of ss 130 and 131

Sections 130 and 131—

omit, insert—

130 General damages calculation provisions—Act, s 306P(2), definition *general damages calculation provisions*

- (1) For each period stated in a table in schedule 12, this section and that table are the general damages calculation provisions for the period.
- (2) For an injury within the injury scale value stated in an item of a table, the general damages are the sum of—
 - (a) the base amount for the item (if any); and
 - (b) the variable amount for the item.
- (3) In this section—

variable amount means the amount worked out in the way stated in the column of a table with the heading 'variable amount'.

131 Prescribed amount of award for future loss—Act, s 306R(2)

For an injury sustained during a period stated in an item of the following table, the amount stated in the item is prescribed.

Item	Period (dates inclusive)	Amount
1	1 July 2010 to 30 June 2011	\$117,800
2	1 July 2011 to 30 June 2012	\$121,160
3	1 July 2012 to 30 June 2013	\$127,620
4	1 July 2013 to 30 June 2014	\$131,420
5	1 July 2014 to 30 June 2015	\$136,400
6	1 July 2015 and after	\$139,740

14 Replacement of sch 12 (General damages calculation provisions)

Schedule 12—

omit, insert—

Schedule 12 General damages calculation provisions

section 130

Table 1—For an injury sustained from 1 July 2010 to 30 June 2011 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1180
2	10 or less but more than 5	\$5900	(Injury scale value - 5) x \$1410
3	15 or less but more than 10	\$12,950	(Injury scale value - 10) x \$1650
4	20 or less but more than 15	\$21,200	(Injury scale value - 15) x \$1880
5	25 or less but more than 20	\$30,600	(Injury scale value - 20) x \$2120
6	30 or less but more than 25	\$41,200	(Injury scale value - 25) x \$2360
7	35 or less but more than 30	\$53,000	(Injury scale value - 30) x \$2590
8	40 or less but more than 35	\$65,950	(Injury scale value - 35) x \$2830
9	50 or less but more than 40	\$80,100	(Injury scale value - 40) x \$3040
10	60 or less but more than 50	\$110,500	(Injury scale value - 50) x \$3250
11	70 or less but more than 60	\$143,000	(Injury scale value - 60) x \$3460
12	80 or less but more than 70	\$177,600	(Injury scale value - 70) x \$3680

[s 14]

Table 1—For an injury sustained from 1 July 2010 to 30 June 2011 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
13	90 or less but more than 80	\$214,400	(Injury scale value - 80) x \$3890
14	100 or less but more than 90	\$253,300	(Injury scale value - 90) x \$4120

Table 2—For an injury sustained from 1 July 2011 to 30 June 2012 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1210
2	10 or less but more than 5	\$6050	(Injury scale value - 5) x \$1450
3	15 or less but more than 10	\$13,300	(Injury scale value - 10) x \$1700
4	20 or less but more than 15	\$21,800	(Injury scale value - 15) x \$1930
5	25 or less but more than 20	\$31,450	(Injury scale value - 20) x \$2180
6	30 or less but more than 25	\$42,350	(Injury scale value - 25) x \$2430
7	35 or less but more than 30	\$54,500	(Injury scale value - 30) x \$2660
8	40 or less but more than 35	\$67,800	(Injury scale value - 35) x \$2910
9	50 or less but more than 40	\$82,350	(Injury scale value - 40) x \$3130
10	60 or less but more than 50	\$113,650	(Injury scale value - 50) x \$3340
11	70 or less but more than 60	\$147,050	(Injury scale value - 60) x \$3560
12	80 or less but more than 70	\$182,650	(Injury scale value - 70) x \$3780
13	90 or less but more than 80	\$220,450	(Injury scale value - 80) x \$4000
14	100 or less but more than 90	\$260,450	(Injury scale value - 90) x \$4240

Table 3—For an injury sustained from 1 July 2012 to 30 June 2013 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1270
2	10 or less but more than 5	\$6350	(Injury scale value - 5) x \$1530
3	15 or less but more than 10	\$14,000	(Injury scale value - 10) x \$1790
4	20 or less but more than 15	\$22,950	(Injury scale value - 15) x \$2030
5	25 or less but more than 20	\$33,100	(Injury scale value - 20) x \$2300
6	30 or less but more than 25	\$44,600	(Injury scale value - 25) x \$2560
7	35 or less but more than 30	\$57,400	(Injury scale value - 30) x \$2800
8	40 or less but more than 35	\$71,400	(Injury scale value - 35) x \$3070
9	50 or less but more than 40	\$86,750	(Injury scale value - 40) x \$3300
10	60 or less but more than 50	\$119,750	(Injury scale value - 50) x \$3520
11	70 or less but more than 60	\$154,950	(Injury scale value - 60) x \$3750

Table 3—For an injury sustained from 1 July 2012 to 30 June 2013 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
12	80 or less but more than 70	\$192,450	(Injury scale value - 70) x \$3980
13	90 or less but more than 80	\$232,250	(Injury scale value - 80) x \$4210
14	100 or less but more than 90	\$274,350	(Injury scale value - 90) x \$4470

Table 4—For an injury sustained from 1 July 2013 to 30 June 2014 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1310
2	10 or less but more than 5	\$6550	(Injury scale value - 5) x \$1580
3	15 or less but more than 10	\$14,450	(Injury scale value - 10) x \$1840
4	20 or less but more than 15	\$23,650	(Injury scale value - 15) x \$2090
5	25 or less but more than 20	\$34,100	(Injury scale value - 20) x \$2370
6	30 or less but more than 25	\$45,950	(Injury scale value - 25) x \$2640
7	35 or less but more than 30	\$59,150	(Injury scale value - 30) x \$2880
8	40 or less but more than 35	\$73,550	(Injury scale value - 35) x \$3160
9	50 or less but more than 40	\$89,350	(Injury scale value - 40) x \$3400
10	60 or less but more than 50	\$123,350	(Injury scale value - 50) x \$3620
11	70 or less but more than 60	\$159,550	(Injury scale value - 60) x \$3860
12	80 or less but more than 70	\$198,150	(Injury scale value - 70) x \$4100
13	90 or less but more than 80	\$239,150	(Injury scale value - 80) x \$4340
14	100 or less but more than 90	\$282,550	(Injury scale value - 90) x \$4600

Table 5—For an injury sustained from 1 July 2014 to 30 June 2015 (dates inclusive)

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1360
2	10 or less but more than 5	\$6800	(Injury scale value - 5) x \$1640
3	15 or less but more than 10	\$15,000	(Injury scale value - 10) x \$1910
4	20 or less but more than 15	\$24,550	(Injury scale value - 15) x \$2170
5	25 or less but more than 20	\$35,400	(Injury scale value - 20) x \$2460
6	30 or less but more than 25	\$47,700	(Injury scale value - 25) x \$2740
7	35 or less but more than 30	\$61,400	(Injury scale value - 30) x \$2990
8	40 or less but more than 35	\$76,350	(Injury scale value - 35) x \$3280
9	50 or less but more than 40	\$92,750	(Injury scale value - 40) x \$3530
10	60 or less but more than 50	\$128,050	(Injury scale value - 50) x \$3760

[s 14]

Item	Injury scale value	Base amount	Variable amount
11	70 or less but more than 60	\$165,650	(Injury scale value - 60) x \$4010
12	80 or less but more than 70	\$205,750	(Injury scale value - 70) x \$4260
13	90 or less but more than 80	\$248,350	(Injury scale value - 80) x \$4500
14	100 or less but more than 90	\$293,350	(Injury scale value - 90) x \$4770

Item	Injury scale value	Base amount	Variable amount
1	5 or less	—	Injury scale value x \$1390
2	10 or less but more than 5	\$6950	(Injury scale value - 5) x \$1680
3	15 or less but more than 10	\$15,350	(Injury scale value - 10) x \$1960
4	20 or less but more than 15	\$25,150	(Injury scale value - 15) x \$2220
5	25 or less but more than 20	\$36,250	(Injury scale value - 20) x \$2520
6	30 or less but more than 25	\$48,850	(Injury scale value - 25) x \$2810
7	35 or less but more than 30	\$62,900	(Injury scale value - 30) x \$3060
8	40 or less but more than 35	\$78,200	(Injury scale value - 35) x \$3360
9	50 or less but more than 40	\$95,000	(Injury scale value - 40) x \$3620
10	60 or less but more than 50	\$131,200	(Injury scale value - 50) x \$3850
11	70 or less but more than 60	\$169,700	(Injury scale value - 60) x \$4110
12	80 or less but more than 70	\$210,800	(Injury scale value - 70) x \$4360
13	90 or less but more than 80	\$254,400	(Injury scale value - 80) x \$4610
14	100 or less but more than 90	\$300,500	(Injury scale value - 90) x \$4890

ENDNOTES

- 1 Made by the Governor in Council on 25 June 2015.
- 2 Notified on the Queensland legislation website on 26 June 2015.
- 3 The administering agencies are the Department of Justice and Attorney-General and Queensland Treasury.

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