

# INSTRUMENT OF SUB-DELEGATION

## Personal Injury Commission Act 2020

Under sub-section 18(4) of the *Personal Injury Commission Act 2020* (the Act), I, Marianne Christmann, Principal Registrar of the Personal Injury Commission (the Commission)

HEREBY SUB-DELEGATE all the functions delegated to me by:

- the President of the Commission which the President has authorised in accordance with sub-section 18(4)(a) of the Act may be subdelegated, and
- the Division Head of the Workers Compensation Division (the WC Division Head) of the Commission, which the WC Division Head has authorised in accordance with sub-section 18(4)(b) of the Act may be sub-delegated,

under the following statutory instruments:

- *Personal Injury Commission Act 2020* (the Act)
- Personal Injury Commission Rules 2021
- *Motor Accident Injuries Act 2017* (as amended by the Act)
- Motor Accident Injuries Regulation 2017 (as amended by the Motor Accidents and Workers Compensation Legislation Amendment Regulation 2020)
- *Motor Accidents Compensation Act 1999* (as amended by the Act)
- Motor Accidents Compensation Regulation 2020 (as amended by the Motor Accidents and Workers Compensation Legislation Amendment Regulation 2020)
- *Workers Compensation Act 1987* (as amended by the Act)
- *Workplace Injury Management and Workers Compensation Act 1998* (as amended by the Act)

as set out in the attached Tables 'A' and 'B' to the offices, positions, classifications and roles nominated in column 7 of the Tables as the officers to whom I as the delegate may sub-delegate the function and which include:

- a) members of staff of the Commission, and

- b) an officer or officers, who, with approval is in, or acting or relieving in any of the above offices, positions, classifications or roles

The functions sub-delegated to a members of staff of the Commission as authorised by the President under section 18(1)(b) of the Act and the Divisional Head under section 18(3)(b) of the Act are prescribed for the purposes of sub-sections 18(1)(b) and 18(3)(b) by rule 13(1) of the Personal Injury Commission Rules 2021.

This sub-delegation has effect from 1 March 2021 and remains in force until revoked.

  
Marianne Christmann  
Principal Registrar  
**Personal Injury Commission**  
**1 MARCH 2021**

# **FUNCTIONAL DELEGATIONS AND AUTHORISED SUB-DELEGATIONS - PERSONAL INJURY COMMISSION ACT 2020**

## **PREAMBLE:**

**1 MARCH 2021**

The delegations in Tables 'A' and 'B' attached:

- specify and briefly describe the various functions of the President and Division Heads delegated to nominated members of the Commission, the principal registrar and other members of staff of the Personal Injury Commission,
- the functions of the President, the President authorises the nominated delegate may sub-delegate,
- the functions of the Division Head, the Division Head authorises the nominated delegate may sub-delegate, and
- the nominated members of staff of the Personal Injury Commission, to whom the functions may be sub-delegated

under the following legislation and instruments

- *Personal Injury Commission Act 2020* (the Act)
- Personal Injury Commission Regulation 2020
- Personal Injury Commission Rules 2021
- *Motor Accident Injuries Act 2017* (as amended by the Act)
- Motor Accident Injuries Regulation 2017 (as amended by the Motor Accidents and Workers Compensation Legislation Amendment Regulation 2020)
- *Motor Accidents Compensation Act 1999* (as amended by the Act)
- Motor Accidents Compensation Regulation 2020 (as amended by the Motor Accidents and Workers Compensation Legislation Amendment Regulation 2020)
- *Workers Compensation Act 1987* (as amended by the Act)
- *Workplace Injury Management and Workers Compensation Act 1998* (as amended by the Act)
- Workers Compensation Regulation 2016 (as amended by the Motor Accidents and Workers Compensation Legislation Amendment Regulation 2020)

## **GENERAL RESPONSIBILITIES**

Authorised Delegates and sub-delegates:

- Officers with authorised delegations as set out in Tables 'A' and 'B' must exercise their delegated authority in relation to their area of responsibility only, unless otherwise specified;
- Officers must exercise their delegated authority consistently with any applicable policies, guidelines and/or procedures;

- Officers are to have a sound knowledge of all relevant legislation, regulations, rules, procedural directions, guidelines, determinations, standards, instructions, policies, circulars and awards;
- Officers should ensure they are duly authorised to exercise the delegations (including the sub-delegations) of any position being occupied whether permanently or in an acting capacity.
- Delegations also apply to those officers who from time to time, occupy, act in or discharge the duties of the delegated position as outlined in the Tables.
- Officers should ensure they are aware of the delegations and sub-delegations and the appropriate categories of officers exercising the delegations and sub-delegations.
- Where the Tables specify a delegate or sub-delegate who is a member of staff of the Commission (other than the Principal Registrar), the position to which the delegate or sub-delegate reports and positions above up to and including the position of the Principal Registrar are also deemed to have the delegated or sub-delegated function described.

**Table of delegations “A”- Personal Injury Commission Act 2020, PIC Regulation and Scheme regulations**

Item	Section of the relevant Act	Function of	Description of delegated function	Member/s or role/s to which the function is delegated	President authorises the delegate to sub-delegate function	Member/s or officer/s to which the delegate sub-delegates the function
<b>Part 2- Establishment of Commission</b>						
<b>Division 2.4 Functions of President and Division Heads</b>						
1.	16(1)(b)	President	<b>Functions of President</b> facilitating the adoption of good administrative practices for the conduct of the business of the Commission	Principal Registrar	No	N/A
2.	16(1)(c)	President	<b>Functions of President</b> giving directions about, and participate in the development of, the practice and procedure to be followed by the Commission	<b>Workers Compensation proceedings</b>		
				Division Head Workers Compensation (WC)	No	N/A
				<b>Motor Accident proceedings</b>		
				Division Head Motor Accidents (MA)	No	N/A
3.	16(1)(d)	President	<b>Functions of President</b> managing members in each of the Divisions of the Commission, (excluding Presidential Members and	<b>Members assigned to WC Division</b>		
				Division Head WC	No	N/A
				<b>Members assigned to MA Division</b>		

			any person appointed to the office of Division Head)	Division Head MA	No	N/A
4.	16(1)(e)	President	<b>Functions of President</b> exercising general direction and control over the exercise of their [merit reviewers' and mediators'] functions	<b>Merit Reviewers:</b> Division Head MA  <b>Mediators:</b> Division Head WC	No  No	N/A
<b>Division 2.7 Registrars and other staff</b>						
5.	22(4)	President	<b>Appointment of registrars and other staff</b> entering into arrangements with any government agency, or other body or person, for the provision of assistance to the Commission in connection with the exercise of its functions	Principal Registrar	No	N/A
<b>Part 3 - Functions and constitution of Commission</b>						
<b>Division 3.3 Constitution</b>						
6.	31(2)	President	<b>Constitution of Commission</b> giving directions as to the members who are to constitute the commission for the purposes of particular proceedings, (excluding for Presidential Appeals)	<b>Workers Compensation proceedings</b>		
				Division Head WC	No	N/A
				<b>Motor Accident proceedings</b>		
				Division Head MA	No	N/A
7.	31(3)	President	<b>Constitution of Commission</b> giving directions, for particular proceedings, as to which member is to	<b>Workers Compensation proceedings</b>		
				Division Head WC	No	N/A

			preside at proceedings in the Commission when the Commission is constituted by more than one member (excluding for Presidential Appeals)	<b>Motor Accident proceedings</b>		
				Division Head MA	No	N/A
<b>Part 4 Medical assessors, merit reviewers and mediators</b>						
<b>Division 4.1 Medical assessors and merit reviewers</b>						
8.	36(1)	President	<b>Control and direction of decision-makers</b> exercising general control and direction of decision-makers	Division Head MA (Merit Reviewers only)	No	N/A
<b>Division 4.2 Mediators</b>						
9.	39(3)	President	<b>Appointment of mediators</b> exercising general control and direction of mediators	Division Head WC	No	N/A
<b>Part 5 Practice and procedure</b>						
<b>Division 5.4 Conduct of proceedings</b>						
10.	53(1) and (2)	President	<b>Reconstitution of Commission during proceedings</b> replacing the member, or one of the members, of the commission after the consideration of a matter has commenced if, before the matter is determined, the member becomes unavailable, ceases to be a member or ceases to have requisite qualifications (excluding proceedings before Presidential members)	<b>Workers Compensation proceedings</b>		
				Division Head WC	No	N/A
				<b>Motor Accident proceedings</b>		
				Division Head MA	No	N/A

<b>Division 5.5 Determination of issues and proceedings</b>						
11.	57(2)	President	<b>Reconsideration of decisions of Commission</b> being satisfied a decision contains an obvious error (section 57(2), altering a decision to correct the error (section 57(2)(a)) directing a Registrar to alter a decision to correct the error (section 57(2)(b) (excluding decisions of Presidential members)	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director Legal and Policy  Legal Officers Grade IV, V, VI
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Decision-maker grade 11-12
12.	57(3)	President	<b>Reconsideration of decisions of Commission</b> issuing a replacement certificate with the error corrected (section 57(3)(a)) direct a registrar to issue a replacement certificate with the error corrected (section 57(3)(b)) (excluding decisions of Presidential members)	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director Legal and Policy  Legal Officers Grade IV, V, VI
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Decision-maker grade 11-12
<b>Schedule 2 Provisions relating to members of Commission</b>						



13.	Sched 2, cl 12(2)	President	<b>Leave</b> permitting a member to take leave  (*Both Division Heads to approve leave where member assigned to both divisions)  (**President to approve leave of Division Heads)	<b>Non-presidential members assigned to WC Division</b>		
				Division Head WC	No	N/A
				<b>Members assigned to the MA Division</b>		
				Division Head MA	No	N/A
<i>Schedule 3 Workers Compensation Division</i>						
<i>Part 6 Division functions exercisable by registrar</i>						
14.	Sched 3, cl 9 (1)	President	<b>Registrar may exercise expedited assessment functions if directed</b> directing a registrar or any other staff member of the commission may exercise any of the functions of the Commission in relation to WC expedited assessments (1998 Act), resolution of work capacity decisions (1987 Act) or assessment of costs under provisions concerning assessments made by regulations for the purposes of s347(4) of the 1998 Act	Division Head WC	No	N/A
15.	Sched 3, cl 9(2)	President	<b>Registrar may exercise expedited assessment functions if directed</b> directing a registrar or other member of staff of the Commission to refer the exercise of such a function in a particular matter to the Commission	Division Head WC	No	N/A

			and the registrar or other member of staff must comply with that direction			
<b>6.6 Motor Accident Injuries Act 2017 No 10</b>						
16.	s7.12(1) Amended by Sched 6, cl 6.6 42	President	<b>Application for merit review</b> receiving an application for a review of a reviewable decision (merit review)	Principal Registrar	No	N/A
17.	s7.12(2) Amended by Sched 6, cl 6.6[42]	President	<b>Application for merit review</b> arranging for an application for merit review to be dealt with by a merit reviewer	Principal Registrar	No	N/A
18.	s7.15(1) Amended by Sched 6, cl 6.6[45]	President	<b>Review of merit review decision by review panel</b> receiving an application to refer a decision of a single merit reviewer determining a merit review application to a review panel of merit reviewers for review	Principal Registrar	No	N/A
19.	s7.15(3) Amended by Sched 6, cl 6.6 [45]	President	<b>Review of merit review decision by review panel</b> referring an application for review of a merit review decision by a review panel if satisfied there is reasonable cause to suspect the decision was incorrect in a material respect.	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
20.	s7.20(1) replaced by	President	<b>Medical assessment procedures</b> receiving a medical dispute about a	Principal Registrar	No	N/A

	Sched 6, cl 6.6[50]		claim referred for assessment under this division			
21.	s7.20(2) Amended by Sched 6, cl 6.6[51]	President	<b>Section 7.20(2) and (3)</b> arranging for medical disputes to be dealt with by one or more medical assessors	Principal Registrar	No	N/A
22.	s7.20(3) Amended by Sched 6, cl 6.6[51]	President	<b>Section 7.20(2) and (3)</b> refusing to accept the referral of a dispute about the degree of permanent impairment if insufficient evidence in support of degree of impairment asserted by applicant.	Principal Registrar	Yes	Director of Registry and Dispute Services  Director of Medical Services  Dispute Resolution Officer grade 9-10
23.	s7.24(4) Amended by Sched 6, cl 6.6[53]	President	<b>Section 7.24(4) and (5)</b> receiving a medical dispute by application	Principal Registrar	No	N/A
24.	s7.24(5) Amended by Sched 6, cl 6.6[53]	President	<b>Section 7.24(4) and (5)</b> arranging for a medical dispute to be referred for further medical assessment by one or more medical assessors if satisfied that the application meets the requirements for referral as set out in the Motor Accident Injuries Regulation 2017	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
25.	s7.26(1) replaced by Sched 6, cl 6.6[55]	President	<b>Review of medical assessment by review panel</b> receiving an application to refer a medical assessment under this	Principal Registrar	No	N/A

			Division by a single assessor to a review panel for review			
26.	s7.26(5) Amended by Sched 6, cl 6.6[56]	President	<b>Section 7.26(5) and (5A)</b> arranging for a medical assessment to be referred to a review panel if satisfied that there is reasonable cause to suspect the assessment is incorrect in a material respect.	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
27.	s7.26(5A) Amended by Sched 6, cl 6.6[56]	President	<b>Section 7.26 (5A)</b> choosing persons to constitute the review panel to which an application will be referred under s 7.26(5A)	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
28.	s7.27(1) Amended by Sched 6, cl 6.6[59]	President	<b>Non-binding opinion of medical assessor</b> Receiving from a merit reviewer or the Commission a medical assessment matter for the purposes of provision of a non-binding opinion by a medical assessor	Principal Registrar	No	N/A
29.	s7.27(2) Amended by Sched 6, cl 6.6[59]	President	<b>Non-binding opinion of medical assessor</b> referring a matter to a medical assessor for a non-binding medical opinion	Principal Registrar	No	N/A
30.	s7.34(1)(b) Amended by Sched 6, cl 6.6[64]	President	<b>Claims exempt from assessment</b> approving under s 7.34(1)(b) that a claim is not suitable for assessment	Division Head MA	No	N/A

31.	s7.34(2) Amended by Sched 6, cl 6.6[65]	President	<b>Section 7.34(2)</b> If a claim is exempt, arranging for the issuing of a Certificate to that effect	Division Head MA	No	N/A
<b>6.7 Motor Accidents Compensation Act 1999 No 41</b>						
32.	s60(1) Amended by Sched cl 6.7[11]	President	<b>Medical assessment procedures</b> receiving a medical dispute for assessment under this part	Principal Registrar	No	N/A
33.	s60(2) Amended by Sched cl 6.7[11]	President	<b>Medical assessment procedures</b> Arranging for a medical dispute to be referred to one or more medical assessors	Principal Registrar	Yes	Director of Medical Services  Team Leader grade 7-8
34.	s61(10)(b) Amended by Sched 6, cl 6.7[13]	President	<b>Section 61(10)(b)</b> nominating a medical assessor for the purpose of assessing the total degree of permanent impairment and issuing a combined certificate	Principal Registrar	Yes	Director of Medical Services  Case Manager Grade 5-6
35.	s62(1B) Amended by Sched 6, cl 6.7[15]	President	<b>Section 62(1B)</b> being referred a matter under section 62	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
36.	s63(1) Amended	President	<b>Review of medical assessment by review panel</b>	Principal Registrar	No	N/A

	by Sched 6, cl 6.7[16]		receiving an application from a party to a medical dispute to refer a medical assessment under this part by a single medical assessor to a review panel for review			
37.	s63(2B) Amended by Sched 6, 6.7[17]	President	<b>Section 63(2B) and (3)</b> arranging for an application for review of a medical assessment to be referred to a review panel if satisfied there is reasonable cause to suspect the assessment was incorrect in a material respect	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
38.	s63(3) Amended by Sched 6, 6.7[17]	President	<b>Section 63(2B) and (3)</b> choosing persons to constitute a review panel	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
39.	s86(3) Amended by Sched 6, cl 6.7[33]	President	<b>Medical and other examination of claimant</b> requesting a claimant to undergo a medical examination or an assessment by a medical assessor for the purposes of a medical assessment under Part 3.4	Principal Registrar	No	N/A
40.	s92(1)(b) Amended by Sched 6, cl 6.7[42]	President	<b>Claims exempt from assessment</b> approving under s 92(1)(b) that a claim is not suitable for assessment	Division Head MA	No	N/A
41.	s92(2)	President	<b>Section 92(2)</b> If a claim is exempt, arranging for the issuing of a Certificate to that effect	Division Head MA	No	N/A

	Amended by Sched 6, cl 6.7[43]					
<b>6.8 Motor Accidents (Lifetime Care and Support) Act 2006 No 16</b>						
42.	20(3) replaced by Schedule 6.8[1]	President	<b>Determination of disputes</b> receiving the dispute for the determination of the Commission under Part 4.4 of the MAC Act 1999	Principal Registrar	No	N/A
<b>6.10 Workers Compensation Act 1987 No 70</b>						
43.	s60(5) Amended by sched 6, cl 6.10[5]	President	<b>Compensation for cost of medical or hospital treatment and rehabilitation etc</b> referring disputes regarding proposed treatment or service and compensation payable under s60 for assessment by a medical assessor	Principal Registrar	No	N/A
44.	s87H(1) Amended by sched 6, cl 6.10[6]	President	<b>Registration of commutation agreements</b> receiving an application from a party to a commutation agreement for registration of the agreement	Principal Registrar	No	N/A
45.	s87H(2) Amended by sched 6, cl 6.10[6]	President	<b>Registration of commutation agreements</b> whether to refuse to register a commutation agreement unless satisfied that the requirements of s87F(2) have been complied with	Principal Registrar	Yes	Director of Registry and Dispute Services  Registry Officers Grade 5-6

46.	s87H(3) amended by sched 6, cl 6.10[6]	President	<b>Registration of commutation agreements</b> referring the agreement for review by the Commission.	Principal Registrar	Yes	Director of Registry and Dispute Services  Registry Officers Grade 5-6
47.	s 87H(4)		<b>Registration of commutation agreements</b> making recommendations regarding commutation agreements	Principal Registrar	Yes	Director of Registry and Dispute Services  Registry Officers Grade 5-6
<b>6.11 Workplace Injury Management and Workers Compensation Act 1998 No 86</b>						
48.	s284(1) Amended by sched 6, cl 6.11[24]	President	<b>Insurer liable to pay fee if claim goes to assessment</b> functions under s 284(1) in relation to directing the insurer to pay an administrative fee under s 284	Division Head WC	Yes	Director, Legal and Policy  Legal Officers Grade IV, V, VI
49.	s284(6) Amended by sched 6, cl 6.11[24]	President	<b>Insurer liable to pay fee if claim goes to assessment</b> notifying the Authority of a direction under s284	Division Head WC	Yes	Director, Legal and Policy  Legal Officers Grade IV, V, VI
50.	S288(1) amended by sched 6, cl 6.11[25]	President	<b>Referral of disputes to Commission</b> receiving a dispute about a claim for determination by the commission	Principal Registrar	No	N/A



51.	s288(2) Amended by sched 6, cl 6.11[25]	President	<b>Referral of disputes to Commission</b> refusing to accept a dispute for referral for determination if it is a dispute that cannot be referred for determination by the Commission	Principal Registrar	Yes	Director, Registry and dispute services  Registry Support Officer Grade 3-4
52.	s290(6) Amended by sched 6, cl 6.11[30]	President	<b>Section 290(6)</b> being satisfied that an applicant has failed without reasonable excuse to comply with a requirement of s290 referring the matter to the Authority under s 290(6)(a),  noting the matter in a certificate issued in relation to the dispute or order that an amount of costs that would otherwise be recoverable are not recoverable under s 290(6)(b)	Division Head WC	No	N/A
53.	s292 Amended by sched 6, cl 6.11[31]	President	<b>Expedited assessment</b> When a dispute is referred for determination to the Commission, dealing with that dispute under Part 5 (Expedited assessment) if it is a dispute to which that part applies and deferring determination of the dispute while being dealt with under Part 2 or 3 of that part	Division Head WC	Yes	Director, Legal and Policy  Principal Legal Officer VI
54.	s293(1) Amended by sched 6, cl 6.11[32]	President	<b>Medical assessment</b> referring medical disputes for assessment under Part 7 and deferring determination of the dispute by the	Principal Registrar	Yes	Director Registry and Disputes

			commission pending the outcome of the medical assessment.			Team Leader Grade 7/8
55.	s293(3) Amended by sched 6, cl 6.11[32]	President	<b>Medical assessment</b> not referring a medical dispute other than a dispute concerning permanent impairment except when dealing with expedited assessment under part 5	Principal Registrar	Yes	Director Registry and Disputes  Team Leader Grade 7/8 and above
56.	s296(1) Amended by sched 6, cl 6.11[37]	President	<b>Section 296</b> exercising functions under Part 5 with respect to a dispute on the basis of the documents and information provided on referral	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Principal Legal Officer VI
57.	s297(1) Amended by sched 6, cl 6.11[37]	President	<b>Section 297</b> directing the person on whom the claim is made to pay weekly payments of compensation or medical expenses	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Principal Legal Officer VI

58.	s299(1) Amended by sched 6, 6.11[37]	President	<b>Section 299</b> revoking an interim payment direction	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy
59.	s306 Amended by sched 6, 6.11[37]	President	<b>Section 306</b> dealing with disputes about non- compliance with Chapter 3 by conciliating, directing that a workplace assessment be conducted, referring the dispute to the Authority or making a recommendation	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Principal Legal Officer VI
60.	s307 Amended by sched 6, 6.11[37]	President	<b>Section 307</b> dealing with the dispute by recommending a party to the dispute take specified action, recommending compliance with injury management plan, or making a recommendation with respect to the provision of suitable employment	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Principal Legal Officer VI
61.	s308(1) amended by sched 6, cl 6.11[37]	President	<b>Section 308</b> receiving a request from a party to the dispute to whom a recommendation is made to refer the dispute to the Commission for determination	Division Head WC	No	N/A

62.	s304B(1) Replaced by sched 6, cl 38	President	<b>Section 304B</b> determining the dispute instead of the Commission	Division Head WC	Yes	Director, Legal and Policy  Principal Legal Officer VI
63.	s304B(2) Replaced by sched 6, cl 6.11[38]	President	<b>Section 304B</b> having all the functions of the Commission under the Workers Compensation Acts (s18 PIC Act provides that the President can delegate his function under this Act to certain members and registrars of the Commission)	Division Head WC	Yes	Director, Legal and Policy  Principal Legal Officer VI
64.	s317(2) Amended by sched 6, cl 6.11[42]	President	<b>Defective pre-filing statement</b> determining a dispute as to whether a pre-filing statement served by the claimant is defective may be referred to the President for determination	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI
65.	s317(3) Amended by sched 6, cl 6.11[39] & [42]	President	<b>Defective pre-filing statement</b> giving a direction to the claimant as to the action necessary to cure any deficit in a pre-filing statement	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI
66.	s318A(5) Amended by sched 6, cl 6.11[43]	President	<b>Mediation of claim before commencement of court proceedings</b>	Principal Registrar	Yes	Director, Registry and Dispute services

			giving a direction as to which mediator is to mediate on a particular claim referred for mediation			Disputes Services Officer Grade 5-6
67.	S318F(2)	President	<b>Appointment of mediators</b> exercising general control and direction for mediators	Division Head WC	No	N/A
68.	s318I(1) Amended by sched 6, cl 6.11[47]	President	<b>Orders for access to information and premises</b> giving written directions in accordance with s 318 to the defendant to produce specified reports and documents, or to allow the claimant access to premises	Division Head WC  Principal Registrar (for Registry to issue direction)	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI
69.	s321(1) Amended by sched 6, cl 6.11[51]	President	<b>Referral of medical dispute for assessment</b> referring a medical dispute, other than a dispute about permanent impairment, and giving the parties notice of the referral	Principal Registrar	Yes	Director Registry and Disputes  Team Leader Grade 7/8
70.	s321(2) Amended by sched 6, cl 6.11[51]	President	<b>Referral of medical dispute for assessment</b> choosing the medical assessor to assess the dispute if the parties have not agreed on a medical assessor within 7 days of referral of the dispute	Principal Registrar	Yes	Director Registry and Disputes  Team Leader Grade 7/8
71.	s321A(3) Amended by sched 6, cl 6.11[52]	President	<b>Referral of medical dispute concerning permanent impairment</b> referring a medical dispute about permanent impairment that is	Principal Registrar	Yes	Director Registry and Disputes

			authorised or required by regulations to be referred for assessment			Team Leader Grade 7/8
72.	s325(2) Amended by sched 6, cl 6.11[59]	President	<b>Medical assessment certificate</b> approving the form of the Medical Assessment Certificates	Principal Registrar	No	N/A
73.	s325(3) Amended by sched 6, cl 6.11[59]	President	<b>Medical assessment certificate</b> being satisfied that a medical assessment certificate contains an obvious error, issuing, or approving the medical assessor issue, a replacement certificate to correct the error	Principal Registrar	Yes	Director Registry and Disputes  Team Leader Grade 7-8
74.	s327(4) Amended by sched 6, cl 6.11[62]	President	<b>Section 327(4), (5) and (6)</b> being satisfied that, on the face of the application and submissions, at least one of the grounds for appeal in s327(3) has been made out	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI
75.	s327(5) Amended by sched 6, cl 6.11[62]	President	<b>Section 327(4), (5) and (6)</b> being satisfied special circumstances justify an increase in the period for the appeal	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI

76.	s327(6) Amended by sched 6, cl 6.11[62]	President	<b>Section 327(4), (5) and (6)</b> referring a medical assessment for further medical assessment under s329 as an alternative to an appeal	Division Head WC	Yes	Non-presidential members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI
77.	s328(1) Replaced by sched 6, cl 6.11[63]	President	<b>Procedure on appeal</b> choosing the persons to constitute an appeal panel under s 328	Division Head WC	Yes	Non-presidential Members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI
78.	s329(1) Amended by sched 6, cl 6.11[64]	President	<b>Referral of matter for further medical assessment or reconsideration</b> referring a matter under Part 7 as an alternative to an appeal	Division Head WC	Yes	(if there is a dispute)  Non-presidential members, WC Division  Director, Legal and Policy  Legal Officer IV, V, VI
79.	s329(1A) Amended by sched 6, cl 6.11[64]	President	<b>Referral of matter for further medical assessment or reconsideration</b> referring a matter on one or more further occasions for reconsideration	Division Head WC	Yes	Non-presidential members, WC Division

						Director, Legal and Policy
						Legal Officer IV, V, VI
80.	S352(2) replaced by sched 6, cl6.11[76]	President	<b>Section 352(1)–(2B)</b> receiving an application for an appeal under this section	Principal Registrar	No	N/A
81.	S352(2A) Amended by sched 6, cl 6.11[76]	President	<b>Section 352(1)–(2B)</b> being satisfied that the procedural requirements of s352 and any applicable rules and regulations as to the making of the appeal have been complied with	Legal Officer/s, Presidential Unit Grade IV, and V	No	N/A
<i>Personal Injury Commission Regulation 2020</i>						
<i>Schedule 1 Amendment of Personal Injury Commission Act 2020 No 18</i>						
82.	S1, cl 14G(3)	President	<b>Allocation of transitional pre- establishment proceedings to Commission Divisions</b> constituting the Commission in a manner that is consistent with the constitution requirements that would have been applicable for the kind of proceedings before the establishment day (non-presidential proceedings only)	<b>Workers Compensation proceedings</b>		
				Division Head WC	No	N/A
				<b>Motor Accident proceedings</b>		
				Division Head MA	No	N/A
<i>Motor Accidents and Workers Compensation Legislation Amendment Regulation 2020</i>						



<i>Schedule 1 Amendment of motor accident injuries legislation</i>						
83.	Cl 22(3) amended by cl 1.2[2]	President	<b>Fixing of maximum costs recoverable by legal practitioners</b> if there is a dispute as to such an apportionment, receiving the dispute for determination (unless the dispute arose in a matter involving a claim for damages that is exempt from assessment under section 7.34 of the Act).	Principal Registrar	No	N/A
84.	Cl 22(4) amended by S1, cl 1.2[2]	President	<b>Fixing of maximum costs recoverable by legal practitioners</b> arranging for a dispute referred to it under this section to be dealt with by: (a) if the dispute arose in a matter involving a claim for statutory benefits—a merit reviewer, or (b) if the dispute arose in a matter involving a claim for damages—a member of the Commission assigned to the Motor Accidents Division	Principal Registrar	Yes	Director of Registry and Dispute Services  Team Leader grade 7-8
85.	S1, Part 1, cl1(3)(a) (b) amended by S1, cl 1.2[12]	President	<b>Maximum costs for legal services</b> approving or refusing the application for maximum costs for legal services provided in connection with a review of a decision about any merit review matter by a review panel (including in connection with the application for referral of the decision to the review panel) under (a) or (b)	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12

<b>Schedule 2 Amendment of Motor Accident Compensation Regulation 2020</b>						
86.	S1, cl2 table amended by S2, cl10	President	<b>Maximum costs for legal services</b> exercising functions under the <i>Motor Accidents Compensation Regulation 2020</i> - Schedule 1, cl 2 Table	Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12
<b>Schedule 3 Amendment of Workers Compensation Regulation 2016</b>						
87.	Cl 88(3) amended by S3, cl8	President	<b>Clause 88(3)</b> if there is a dispute as to such an apportionment, being referred the dispute for determination	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
88.	Cl 92(3) amended by S3, cl 9	President	<b>Clause 92(3)</b> if there is a dispute as to such an apportionment, being referred the dispute	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
89.	Cl 101(1) amended by S3, cl 8	President	<b>Clause 101(1)</b> receiving and dealing with an application for an assessment of the whole of, or any part of, so much of those costs as are payable on a law practice and client basis or an agent and client basis.	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI

90.	Cl 102(1) amended by S3, cl 8	President	<b>Clause 102(1)</b> receiving and dealing with an application for an assessment of the whole, or any part of, so much of those costs as are payable on a law practice and client basis or an agent and client basis, from a law practice or agent that— (a) retains another law practice or agent to act on behalf of the client, and (b) is given a bill of costs in accordance with this Part by the other law practice or agent,	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
91.	Cl 103(1) amended by S3, cl 8	President	<b>Clause 103(1)</b> receiving and dealing with an application for an assessment of the whole of, or any part of, so much of those costs as are payable on a law practice and client basis or an agent and client basis, where A law practice or agent that has given a bill of costs	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
92.	Cl 104(1) amended by S3, cl 8	President	<b>Clause 104(1)</b> receiving and dealing with an application for an assessment of the whole of, or any part of, those costs from a person who is entitled to receive or who has received costs, in or in connection with a workers compensation matter, as a result of—	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI

			(a) an order for the payment of an unspecified amount of costs made by a court or the Commission, or (b) an agreement, evidenced in writing by the party liable to pay the costs, for the payment of an unspecified amount of costs,			
93.	Cl 104(2) amended by S3, cl 8	President	<b>Clause 104(2)</b> receiving and dealing with an application for an assessment of the whole of, or any part of, those costs after the period of 60 days after the making of the order or agreement from a person who has paid or is liable to pay costs, in or in connection with a workers compensation matter, as a result of an order or agreement referred to in subclause (1).	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
94.	Cl 104(3) amended by S3, cl 11	President	<b>Application for assessment of party/party costs—compensation matters</b> being referred a matter under (a) and making arrangements for the assessment of costs payable as a result of the order under (b).	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
95.	Cl 105(1) amended by S3, cl 8	President	<b>Clauses 88(3) and (4), 92(4), 101(1), 102(1), 103(1), 104(1) and (2) and 105(1)</b> receiving and dealing with an assessment of the whole of, or any part of, those costs from A person who	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy

			has paid or is liable to pay, or who is entitled to receive or who has received, costs, in or in connection with a work injury damages matter, as a result of an order for the payment of an unspecified amount of costs made by a court or the Commission			Legal Officer IV, V, VI
96.	Cl 105(2) as amended by S3, cl 12	President	<b>Application for assessment of party/party costs—work injury damages matters</b> being referred a matter under (a), and making arrangements for the assessment of costs payable as a result of the order under (b).	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
97.	S6, cl 7(3)(c) amended by S3, cl28	President	<b>Schedule 6, clause 7(3)(c)</b> determining whether the need for the costs to be incurred for the Table 1 resolution could not have been foreseen at the time that costs for the advice were first incurred.	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
98.	S6, cl 9(2)(b) amended by S3, cl 29	President	<b>Schedule 6, clause 9(2)(b)</b> ordering that the resolutions are to be treated as separate resolutions for the purposes of the calculation or assessment of costs.	Division Head WC	Yes	Non-presidential members, WCD  Director, Legal and Policy  Legal Officer IV, V, VI
99.	S6, Part 2, Tables 1 and 3.	President	<b>Schedule 6, Part 2, Tables 1 and 3</b> exercising functions under the <i>Workers Compensation Regulation</i>	Division Head WC	Yes	Non-presidential members, WCD

	amended by S3, cl 31		2016 – Schedule 6, Part 2, Table 1 and Table 3			Director, Legal and Policy  Legal Officer IV, V, VI
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**Table of delegations “B” – Personal Injury Commission Rules 2021**

Item	Rule	Function of:	Description of delegated function	Member/s or role/s to which the function is delegated	Authorisation to sub-delegate the function	Member/s or officer/s to which the delegate sub-delegates the function
<i>Part 2 - Application</i>						
1.	R6(2)	President	<b>Dispensing with requirements of Rules-particular applicable proceedings</b> by order, dispensing with a requirement of these Rules in relation to particular applicable proceedings if satisfied it is appropriate to do so (excluding where proceedings are allocated to a member of the Commission)	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V, VI
				Principal Registrar	Yes	Director Medical Services  Director Registry and Dispute Services
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director Legal and Policy  Decision-maker grade 11/12

				Principal Registrar	Yes	Director Medical Services  Director Registry and Dispute Services
2.	R6(2)	President	<b>Dispensing with requirements of Rules-particular kinds of applicable proceedings</b> by order, dispensing with a requirement of these Rules in relation to particular kinds of applicable proceedings if satisfied it is appropriate to do so	<b>Workers Compensation proceedings</b>		
				Division Head WC	No	N/A
				<b>Motor Accident proceedings</b>		
				Division Head MA	No	N/A
3.	R7(2)	President	<b>Directions in circumstances not covered by Rules</b> giving directions in relation to particular applicable proceedings (but not particular kinds of applicable proceedings), concerning an aspect of practice or procedure for which these Rules or the procedural directions do not provide (excluding where proceedings are allocated to a member of the Commission)	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V, VI
				Principal Registrar	Yes	Legal Officers IV, V, Presidential Unit  Senior Administrative Officer Grade 5/6, Presidential Unit
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director Legal and Policy  Decision-maker grade 11/12



<i>Part 3 - Administration</i>						
4.	R14(1)	President	<b>Register of delegations</b> keeping a register of delegations and sub delegations given under section 18 of the PIC Act	Principal Registrar	No	N/A
5.	R14(3)	President	<b>Register of delegations</b> arranging for information in the register to be published on the Commission website	Principal Registrar	No	N/A
6.	R15(1)	President	<b>Use of ECM system</b> making orders and directions in relation to whether a person may not use an ECM system for particular proceedings	Principal Registrar	No	N/A
7.	R15(2)	President	<b>Use of ECM system</b> establishing a protocol for the use of an ECM system that applies generally or for particular proceedings.	Principal Registrar	No	N/A
8.	R15(5)	President	<b>Use of ECM system</b> making orders and directions in relation to the level of access to an ECM system to which a person is entitled, and the conditions of use that apply to a person	Principal Registrar	No	N/A
<i>Part 4 - Documents</i>						
<i>Division 4.1 Forms and documents</i>						
9.	R16(3)	President	<b>Approval of forms</b> if there is no approved form for a document being satisfied the document is in a satisfactory form	Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services  Director Legal and Policy
10.	R17(2)	President	<b>Form and content of documents</b>	Principal Registrar	Yes	Director, Registry and Dispute Services

			whether to refuse to accept, seal or issue a document that, in the opinion of the delegate, contravenes this rule			<p>Registry Support Officer Grade 3-4</p> <p>Legal Officers IV, V, Presidential Unit</p> <p>Senior Administrative Officer Grade 5/6, Presidential Unit</p>
<b>Division 4.2 Amendment of documents</b>						
11.	R20(4), (7) and (8)	President	<p><b>Amendment of documents</b></p> <p>the determination of an application for leave to amend a document lodged by the party if the application is made before the Commission is constituted dealing with the proceedings, subject to subrule (8)(b)</p> <p>without limiting subrule (6), when considering an application, seeking further oral or written information from a party.</p> <p>when considering the application—</p> <p>(a) listing the application for hearing before the President, or</p> <p>(b) referring the application to a member for determination.</p>	<b>Workers Compensation proceedings</b>		
				Division Head WC (proceedings where the Commission is not to be constituted by a Presidential member)	Yes	<p>Non-presidential members in WC Division</p> <p>Director Legal and Policy</p> <p>Legal Officers III, IV, V and VI</p>
				Principal Registrar (proceedings where the Commission is to be constituted by a Presidential member)	Yes	Legal Officers IV, V, Presidential Unit

				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Members in MA Division  Director Legal and Policy  Decision-maker grade 11/12
12.	R21(2)	President	<b>Minor or agreed amendments of documents</b> if the application for leave is made before the Commission is constituted to deal with the proceedings, the granting under subrule 21(2)	<b>Workers Compensation proceedings</b>		
				Division Head WC (Commission proceedings except proceedings where the Commission is constituted by a Presidential member)	Yes	Director Legal and Policy  Legal Officers III, IV, V and VI
				Principal Registrar (Commission proceedings where the Commission is constituted by a Presidential member)	Yes	Legal Officers, IV, V, Presidential Unit

				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Decision-maker grade 11/12
<b>Division 4.3 Lodgment of documents</b>						
13.	R23(3)	President	<b>Lodgment of documents with and issue of documents by Commission</b> directing that a document, or a document of a class, can or cannot be lodged with or served on the Commission, in any of the following ways— (a) by email—by sending it to the Registry email address under rule 11, (b) by hand—by delivering it to the Commission at the Registry, (c) by post—by sending it by prepaid post to the Registry postal address under rule 11.	Principal Registrar	Yes	Director, Registry and Disputes  Registry Officer Grade 5/6 and above  Legal Officers IV, V, Presidential Unit  Senior Administrative Officer Grade 5-6, Presidential Unit
<b>Division 4.4 Service of documents</b>						
14.	R30(1)	President	<b>Substituted service</b> ordering direct service of a document on a party to be effected differently than in a way specified by these rules if satisfied that it is impracticable for service to be effected by in a way specified by these Rules.	Principal Registrar	Yes	Director Registry and Dispute Services  Director, Medical Services  Director Legal and Policy  Legal Officers IV, V Presidential Unit  Senior Administrative Officer Grade 5/6, Presidential Unit

15.	R30(3)	President	<b>Substituted service</b> ordering that service be taken to have been effected on the happening of any specified event or on the expiry of any specified time.	Principal Registrar	Yes	Director, Registry and Dispute Services  Director, Medical Services  Director, Legal and Policy  Legal Officers IV, V, Presidential Unit  Senior Administrative Officer Grade 5/6, Presidential Unit
16.	R36(2)	President	<b>Use of Interpreters</b> approving an interpreter for Commission proceedings even though the interpreter is not a NAATI-certified interpreter if – (a) There are currently no NAATI-certified interpreters for the language requiring translation in the proceedings, or (b) determining whether it is necessary to approve the interpreter because of the unavailability of NAATI- certified interpreters	<b>Workers Compensation proceedings</b>		
				Principal Registrar	Yes	Director, Registry and Dispute Services  Director, Medical Services
				Division Head WC	Yes	Non-presidential members in WC Division
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Members in MA Division
				Principal Registrar	Yes	Director, Registry and Dispute Services  Director, Medical Services

17.	R41(5)	President	<b>Compliance with notice for production</b> determining an objection to a notice for production by— (a) setting aside the notice for production wholly or in part, or (b) directing that the documents be produced to the requesting party or the Commission, or (c) making another order the (delegator) thinks fit.	<b>Workers Compensation proceedings</b>		
				Principal Registrar	Yes	Legal Officers IV, V Presidential Unit
				Division Head WC	Yes	Director Legal and Policy  Legal Officers III, VI, V and VI
18.	R41(7)	President	<b>Compliance with notice for production</b> exercising a function of the commission under subrule (6)(b) in addition to, or instead of, making an order under section 290(6)(c) of the 1998 Act.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director Legal and Policy  Legal Officers III, VI, V and VI
				Principal Registrar	Yes	Legal Officers IV, V Presidential Unit
19.	R45(1) (2)	President	<b>Production of Commission record of proceedings</b> receiving and dealing with a written request to produce the Commission's record of other proceedings for either or both of the following— (a) inspection by the party, or (b) use as evidence in the first proceedings.	Principal Registrar	Yes	Director Registry and Dispute Services  Director Legal and Policy  Director Medical Services

20.	R 50(4), (6) and (7)	President	<b>Objection to direction for production</b> notifying the parties to the proceedings under subrule (4) that a notice of objection has been received	Principal Registrar	Yes	Director Registry and Dispute Services  Registry Officer Grade 5-6 and above  Director Medical Services  Director Legal and Policy
			Under subrule (6) when considering an objection to a direction for production – (a) seeking further information from the producer or the parties, or (b) determining the objection, whether solely on the basis of the notice of objection and the notice of opposition or otherwise.  Under subrule (7), setting aside, or varying a direction for production following determination of an objection	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Non-presidential members in WC Division  Director Legal and Policy  Legal Officers III, IV, V and VI

				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director Legal and Policy  Decision-maker grade 11/12  Members in MA division
21.	R 51(5) (6)	President	<b>Objection after production by party to first access</b> when considering an objection to access –  determining the objection, whether solely on the basis of the notice of objection and the notice of opposition or otherwise  under subrule (6), varying a direction for production following determination of an objection.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Non-presidential members
				Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Non-presidential members
				Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services



22.	R 52(2)	President	<b>Inspection and return of produced documents</b> giving directions concerning the removal from or return to the Commission of documents produced in compliance with a direction for production under subrule (2)	Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services
23.	R 53(3)	President	<b>Conduct money for compliance with direction for production</b> ordering that the party who requested the issue of the direction pay to the producer an additional amount in relation to the expense or loss.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director Legal and Policy  Non-presidential members  Legal Officers III, IV, V and IV
				Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director Legal and Policy  Non-presidential members  Decision-maker grade 11/12
				Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services

24.	R54	President	<b>Exemption from production</b> directing that a producer is not required to comply with a direction for production, or is required to comply only with part of it, if complying with the direction would pose a serious risk to the safety, health or well-being of a party to the proceedings or a person affected by the proceedings.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Non-presidential members in WC Division  Director Legal and Policy  Legal Officers III, IV, V and IV
				Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Members in MA division  Director Legal and Policy  Decision-maker grade 11/12
				Principal Registrar	Yes	Director Registry and Dispute Services  Director Medical Services
25.	R 56(1)	Division Head	<b>Issue of summons</b> issuing a summons in accordance with rule 56	(WC proceedings only) Director Legal and Policy  (*the function is not delegated in MA proceedings)	Yes (in WC only)	Legal Officer Grade III, IV, V, VI

26.	57(1) & (2)	Division Head	<b>Variation of summons</b> under subrule (1), setting aside or varying a summons, wholly or in part  under subrule (2) ordering that— (a) the terms of the summons be varied, or (b) the attendee is not required to comply with the summons	(WC proceedings only) Director, Legal and policy  (*the function is not delegated in MA proceedings)	Yes	Legal Officers III, IV, V and VI
				Principal Registrar (WC proceedings only)	Yes	Legal Officers IV, V, Presidential Unit  Senior Administrative Officer Grade 5-6, Presidential Unit
27.	R58(2)	Division Head	<b>Conduct money for compliance with summons</b> if an attendee who is not a party to the proceedings reasonably incurs, as a result of service of the summons, an expense or loss that substantially exceeds any amount paid under subrule (1), ordering that the requesting party pay to the attendee an additional amount in relation to the expense or loss.	(WC proceedings only) Director, Legal and policy  (*the function is not delegated in MA proceedings)	Yes	Legal Officers III, IV, V and VI
<b>Part 6 – Representation and parties</b>						
28.	R62(1)	President	<b>Orders concerning joinder</b> ordering in applicable proceedings (but not Commission proceedings allocated to a member) that a person be joined as a party to the proceedings if the appropriate decision-maker considers that the person should be joined as a party.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director, Legal and Policy  Legal Officers III, IV, V and VI
				<b>Motor Accident Proceedings</b>		
				Division Head MA	Yes	Director, Legal and Policy  Decision-maker grade 11/12

29.	R62(2)	President	<b>Orders concerning joinder</b> ordering in applicable proceedings (but not Commission proceedings allocated to a member) that a person be removed as a party to the proceedings if the appropriate decision-maker considers that the person has – a) Been improperly or unnecessarily joined, or b) Ceased to be a proper or necessary party.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director, Legal and Policy Legal Officers III, IV, V and VI
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director, Legal and Policy Decision-maker grade 11/12
30.	R62(3)	President	<b>Orders concerning joinder</b> for the purposes of an order made under subrule (1) or (2) (the <i>principal order</i> ), making other orders in applicable proceedings (but not Commission proceedings allocated to a member) the appropriate decision-maker considers necessary to facilitate the operation of the principal order, including orders for the amendment of documents lodged in the proceedings and orders for service.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director, Legal and Policy Legal Officers III, IV, V and VI
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director, Legal and Policy Decision-maker grade 11/12
31.	R62(4)	President	<b>Orders concerning joinder</b> making an order in applicable proceedings (but not Commission proceedings allocated to a member) under this rule of their own motion or on the application of the person concerned or a party.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director, Legal and Policy Legal Officers III, IV, V and VI
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director, Legal and Policy Decision-maker grade 11/12

32.	R66(3)	President	<b>Application to commence applicable proceedings</b> refusing to accept an application that does not comply with a requirement of Part 6.	Principal Registrar	Yes	Director Registry and Dispute Services  Registry support officer Grade 3/4 and above  Decision-maker grade 11/12  Senior Administrative Officer 5/6, Presidential Unit  Legal Officers III, IV, V and VI, Presidential Unit
33.	R67(4)	President	<b>Material to be lodged in applicable proceedings</b> in applicable proceedings other than Commission proceedings, being satisfied that it is necessary in the interests of justice, to allow a party to introduce evidence that the party would be prevented from introducing because of the operation of subrule (2) if— (a) the party complies with subrule (3), or (b) the appropriate decision-maker gives the party leave to lodge additional documents.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director, Legal and Policy  Legal Officers III, IV, V and VI
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director, Legal and Policy  Decision-maker Grade 11/12
34.	R 69(1)	President	<b>Fixing of time for applicable proceedings</b> in applicable proceedings by order, fixing the time within which a thing is to be done in or for the proceedings, if the time is not fixed by— (a) the PIC Act, or (b) enabling legislation, or (c) these Rules, or	<b>Workers Compensation proceedings</b>		
				Division Head WC (in respect of proceedings not before a presidential member)	Yes	Director, Legal and Policy  Legal Officers III, IV, V and VI

			(d) a decision or order of the Commission or President	Principal Registrar (in respect of proceedings before a presidential member)	Yes	Legal Officers, IV, V Presidential Unit  Senior Administrative Officer Grade 5/6 Presidential Unit
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director, Legal and Policy  Decision-maker Grade 11/12
35.	R69(2)	President	<b>Fixing of time for applicable proceedings</b> in applicable proceedings, by order, extending or shortening a time fixed for the applicable proceedings- (a) By these Rules, or (b) Under Chapter 7, Part 9 of the 1998 Act, except the extension of time fixed under section 352(74) of the 1998 Act.	<b>Workers Compensation proceedings</b>		
				Division Head WC (in proceeding not before a presidential member)	Yes	Director, Legal and Policy  Legal Officers III, IV, V and VI
				Principal Registrar in proceeding before a presidential member)	Yes	Legal Officers III, IV, V and VI, Presidential Unit  Senior Administrative Officer Grade 5/6 , Presidential Unit
				<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director, Legal and Policy  Decision-maker Grade 11/12

36.	R75(1)	President  Principal Registrar	<b>Request that application be expedited</b> receiving and considering application by a party to applicable proceedings for an application in the proceedings be expedited.	<b>Workers Compensation proceedings</b>		
				Division Head WC (WC proceedings, excluding medical assessment proceedings, but including proceedings before mediators)	Yes	Director Legal and Policy
				<b>Motor Accident proceedings</b>		
				Division Head MA (MA proceedings excluding medical assessment, but including merit review proceedings)	Yes	Director Legal and Policy
37.	R80(2)	President	<b>Application to resolve dispute other than for expedited assessment</b> accepting a dispute for referral for determination by the Commission and being satisfied that the dispute is not prevented from being referred	Principal Registrar	Yes	Director Registry and Dispute Services
				Principal Registrar (medical assessment proceedings)	Yes	Director Registry and Dispute Services  Director Medical Services
38.	R 84(6)	President	<b>Defective pre-filing statement</b> If a dispute is referred for determination, (a) giving a direction for the filing of submissions and supporting documents on which a party relies, or	Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V and VI

			(b) giving a direction to the claimant about the action necessary to cure a defect in the pre-filing statement, within a specified period, or (c) determining that the pre-filing statement served by the claimant is not defective.			
39.	R 85(2)	President	<b>Direction for access to information or premises</b> giving or refusing to give the direction as proposed (in relation to R85(1)).	Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V and VI
40.	R 85(6) (7) & (8)	President	<b>Direction for access to information or premises</b> Under subrule (6), within 7 days of the date on which the claimant was notified of an objection, receiving notice to oppose the direction, with reasons,  Under subrule (7), when considering an objection to a direction for access to information or premises— (a) seeking further information from the parties, or (b) listing the objection for hearing, or (c) determining the objection, whether solely on the basis of the notice of objection and the notice of opposition or otherwise.  Under sub rule (8), setting aside or varying a direction for access to information or premises following determination of an objection.	Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V and VI
41.	R 89(3)	President	<b>Mediator unable to mediate claim</b> revoking the direction referring the claim to the mediator and making a direction referring the claim to another mediator	Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V and VI



42.	R90	President	<b>Certificate of mediation outcome</b> If a defendant lodges a response to an application for mediation of a claim under rule 89 that indicates that the defendant will decline to participate in mediation, on the grounds that the defendant wholly disputes liability for the claim, issuing a certificate to that effect.	Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V and VI
43.	R 101(4)	President	<b>Standing over of motor accident proceedings for assessment of damages</b> ensuring that— (a) a list is maintained of motor accident proceedings that have been stood over under this rule, and (b) the list is managed in accordance with any applicable procedural directions.	Division Head MA	No	No
<b>Part 11 - Medical Assessment Proceedings</b>						
<b>Division 11.2 Conduct of medical assessment proceedings</b>						
44.	R108 (1)	President	<b>Conduct of medical assessment proceedings</b> determining the procedure for medical assessment proceedings under (1) and (2)	Principal Registrar	No	
45.	R109 (1)	President	<b>Surveillance recordings</b> determining whether exceptional circumstances exist under subrule (a) and ordering that the surveillance recording may be submitted under subrule (b).	Division Head WC	Yes	Director Legal and Policy  Legal Officers III, IV, V and VI  Non-presidential members WC division

46.	R111 (1)	President	<b>Medical assessment certificate for multiple assessments of permanent impairment</b> if different medical assessors are required to conduct different assessments of permanent impairment, appointing a lead assessor.	Principal Registrar	Yes	Director Medical Services  Director Registry and Dispute Services  Team Leader, Grade 7/8
<b>Part 12 - Merit Review Proceedings</b>						
47.	R116 (1)	President	<b>Conduct of merit review proceedings</b> determining the procedure for merit review proceedings, including whether the proceedings are to be conducted in person, by telephone or audiovisual link or without a conference.	Division Head MA	Yes	Director Legal and Policy  Decision-maker Grade 11/12
<b>Part 13 - Appeals and Reviews</b>						
<b>Division 13.2 Workers compensation dispute appeals to Commission</b>						
48.	R 126(1) & (2)	President	<b>Non-compliance with procedural requirements</b> (1) giving a direction, as an alternative to refusing to accept, seal, issue or register a document for use in a workers compensation dispute appeal, to a party to rectify non-compliance with procedural requirements for the appeal. (2) being satisfied that the appeal is procedurally compliant.	Principal Registrar	Yes	Director, Registry and Dispute Services  Legal Officers IV, V Presidential Unit  Senior Administrative Officer Grade 5/6, Presidential Unit

Part 14 - Miscellaneous						
49.	R131	President	<b>Publication of decisions</b> making a direction, with the consent of the parties, under subrule (2)	<b>Workers Compensation proceedings</b>		
				Division Head WC (WC proceeding excluding presidential appeals)	Yes	Director Legal and Policy  Legal Officer Grade III, IV, V, VI
				Principal Registrar (presidential appeals)	Yes	Senior Administrative Officer 5/6, Presidential Unit  Legal Officers IV, V Presidential Unit
				<b>Motor Accident proceedings</b>		
				MA proceedings)- Division head MA	Yes	Director Legal and Policy  Decision-maker grade 11/12
50.	R132(1) – (6)	President	<b>De-identification or redaction of publishable decisions</b> directing either or both of the following under subrule (1): (a) that all or part of a publishable decision be de-identified before it is published, (b) that part of a publishable decision be redacted before it is published.	<b>Workers Compensation proceedings</b>		
				Division Head WC	Yes	Director Legal and Policy

			<p>determining an application for a direction by having regard to the matters referred to in subrule (4)</p> <p>directing whether the publishable decision be published without the de-identifications or redactions directed by the Commission or with different de-identifications or redactions under subrule (5).</p> <p>considering whether another person has a sufficient interest to make the application under subrule 6(c)</p>	<b>Motor Accident proceedings</b>		
				Division Head MA	Yes	Director Legal and Policy