



WORKERS' COMPENSATION AMENDMENT ACT 1981

No. 41 of 1981

TABLE OF PROVISIONS

1. Short title.
2. Amendment of section 31 of *Workers' Compensation Act 1927* (Power of Secretary to take proceedings in certain cases without incurring personal liability).



AN ACT to amend the *Workers' Compensation Act 1927* for the purpose of providing certain protection to officers engaged for the purposes of that Act and for related purposes.

[Royal Assent 30 September 1981]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—This Act may be cited as the *Workers' Compensation Amendment Act 1981*. Short title.

Amendment of section 31 of *Workers' Compensation Act 1927* (Power of Secretary to take proceedings in certain cases without incurring personal liability).

2—Section 31 of the *Workers' Compensation Act 1927** is amended as follows:—

- (a) by inserting in subsection (1) “, or an officer of the Public Service authorized by him in writing,” after “the Secretary”;
- (b) by omitting subsection (2) and substituting the following subsections:—

(2) Subject to subsection (3), any matter or thing done, or omitted to be done, in good faith by the Secretary or an officer of the Public Service authorized by him under subsection (1) for the purpose or purported purpose of the exercise by him of the powers conferred on him by this section shall not subject him personally to any action, liability, claim, or demand.

(3) Subsection (2) does not preclude the Crown from being subject to any action, liability, claim, or demand to which the Crown would, but for that subsection, have been subject.

(4) In this section—

“officer of the Public Service” means a person employed in any capacity in any branch of the Public Service;

“Public Service” has the meaning assigned to that expression by section 4 of the *Public Service Act 1973*.

* 18 Geo. V No. 82. For this Act, as amended to 1st September 1977, see the continuing Reprint of Statutes. Subsequently amended by No. 35 of 1979 and No. 72 of 1980.