



Australian Government

Comcare

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Jurisdictional Policy Advice No. 2009/11

Safety, Rehabilitation and Compensation Act 1988

AWOTEFA update under subsection 19(5) – effective from 13 August 2009

Background

1. Subsection 19(5) of the *Safety, Rehabilitation and Compensation Act 1988* (SRC Act) sets a ceiling on weekly incapacity payments determined under subsection 19(3), which applies after the first 45 weeks of incapacity. This ceiling is set at 150% of the **Average Weekly Ordinary Time Earnings for Full time Adults** (AWOTEFA) as published by the Australian Statistician.
2. The AWOTEFA figure for the May Quarter 2009 was published on 13 August 2009 at the amount of \$1,197.50.

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3. The relevant figure for the purposes of calculation of entitlements under subsection 19(5) of the SRC Act is **\$1,796.25** being 150% of AWOTEFA.
4. The date of effect for this increase is 13 August 2009.
5. The next AWOTEFA figure is expected to be published on 19 November 2009.
6. Determining authorities should have suitable processes and procedures in place to ensure that all calculations of entitlements under subsection 19(5) are increased by this specified amount.
7. For enquiries concerning this policy advice, please contact the SRC Policy Section by telephone on 1300 366 979, or by email at SRC.Policy@comcare.gov.au.

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13 August 2009