



Seafarers Rehabilitation and Compensation (Cost Recovery) Regulations 2020

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 06 February 2020

David Hurley
Governor-General

By His Excellency's Command

Christian Porter
Minister for Industrial Relations

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Part 1—Preliminary

1 Name

This instrument is the *Seafarers Rehabilitation and Compensation (Cost Recovery) Regulations 2020*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	8 February 2020

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Seafarers Rehabilitation and Compensation Act 1992*.

4 Definitions

In this instrument:

Act means the *Seafarers Rehabilitation and Compensation Act 1992*.

GST has the same meaning as in the *A New Tax System (Goods and Services Tax) Act 1999*.

Part 2—Cost recovery

5 Fees for Comcare officer to assist employer in reconsidering determination

For the purposes of subsection 141(1) of the Act, a fee of \$206.80 (including GST) per hour of service provided by a Comcare officer is prescribed, with the fee applied on a pro rata basis per part hour of service provided.

6 Recovery of fees for assistance provided by a Comcare officer

For the purposes of subsection 141(2) of the Act, a fee charged by Comcare under subsection 141(1) of the Act:

- (a) is a debt due to Comcare; and
- (b) is recoverable by Comcare in a court of competent jurisdiction.

Part 3—Application provision

7 Application provision relating to the commencement of this instrument

Section 5 applies to the provision of a Comcare officer's services if the arrangement under paragraph 78(4)(b) of the Act that relates to the provision of the services is made after the commencement of this instrument.