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NOTICE OF MAKING OF STATUTORY RULES WHICH ARE NOT YET AVAILABLE

Notice is given of the making of the following Statutory Rules:

No.	<i>Accident Compensation Act</i> 1985
304/1985	Accident Compensation Regulations 1985
	<i>Administrative Appeals Tribunal Act</i> 1984
305/1985	Administrative Appeals Tribunal (Accident Compensation) Regulations 1985
	<i>Workers Compensation Act</i> 1958
306/1985	Workers Compensation Regulations 1985

*The above regulations may be viewed on the 3rd Floor, Rialto Building, 505 Collins Street, Melbourne during business hours. Enquiries 628 2193

Accident Compensation Act 1985, No. 10191
DATE OF COMING INTO OPERATION

PROCLAMATION

By His Excellency the Lieutenant-Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

Whereas by an act of Parliament of the State of Victoria passed in the 34th year of the reign of Her Majesty Elizabeth the Second, Queen of Australia, entitled the *Accident Compensation Act* 1985, it is amongst other things enacted that Part VII of that Act shall come into operation on the day fixed by Proclamation of the Governor in Council published in the *Government Gazette*.

And whereas by the operation of section 2 (1) of the said Act, the fixing of the day on which the said Part VII of that Act shall come into operation determines the coming into operation of all of the provisions of that Act (other than section 91) which do not come into operation on specific days prescribed in that Act.

Now therefore His Excellency the Lieutenant-Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, do by this Proclamation fix Sunday 1 September 1985 as the day on which Part VII of the said *Accident Compensation Act* 1985 shall come into operation.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this thirtieth day of August in the year of our Lord One thousand nine hundred and eighty-five and in the thirty-fourth year of the reign of Her Majesty Queen Elizabeth the Second, Queen of Australia.

(L.S.) J. McI YOUNG

By His Excellency's Command

JOHN CAIN
Acting Treasurer

GOD SAVE THE QUEEN!

ACCIDENT COMPENSATION ACT 1985, No.
10191

PROCLAMATION

By His Excellency the Lieutenant-Governor of the State of Victoria, and its dependencies in the Commonwealth of Australia, &c. &c. &c.

Whereas sub-section (1) of section 87 of the *Accident Compensation Act* 1985 provides that the Governor in Council, after consultation by the Minister with the Accident Compensation Commission, may by proclamation published in the *Government Gazette* from time to time proclaim diseases in relation to places, processes or occupations for the purposes of that section.

Now therefore I, the Lieutenant-Governor of the State of Victoria, after consultation by the Treasurer with the said Accident Compensation Commission, by and with the advice of the Executive Council of the said State, do hereby proclaim those diseases set out in Column 1 of the Schedule hereunder in relation to the processes or occupations set out in Column 2 of the said Schedule opposite each disease.

Schedule	
Column 1	Column 2
Description of Disease	Description of Process or Occupation
Anthrax	Wool combing; wool sorting; handling of or coming into contact with hides, skins, wool, hair, bristles or

	carcasses, work in connection with animals infected with anthrax, loading and unloading or transport of merchandise.	Mercury poisoning or its sequelae	Any manufacturing or other process involving the use of or contact with mercury or its preparations or compounds.
Arsenic poisoning or its sequelae	Any manufacturing or other process involving the use of or contact with arsenic or its preparations or compounds.	Pathological manifestations due to radium and other radioactive substances or X-rays	Any process involving exposure to the action of radium, radioactive substances or X-rays.
Asbestosis (with or without mesothelioma)	Any mining, manufacturing or other process which involves the use of or contact with asbestos.	Phosphorus poisoning or its sequelae	Any manufacturing or other process involving the use of or contact with phosphorus or its preparations or compounds.
Avascular Necrosis or its sequelae	Any occupation involving working underground or underwater where the worker is subjected to greater than normal atmospheric pressure and subsequent decompression.	Poisoning by benzol, its homologues or its nitro and amido derivates and the sequelae of these poisonings	Any process or occupation involving the production, liberation of or exposure to benzol its homologues or its nitro and amido derivates.
Brucellosis (Undulant Fever)	Work in connection with animals or carcasses infected with the brucella organism.	Poisoning by the halogen derivatives of hydrocarbons of the aliphatic series	Any process or occupation involving the production liberation or utilization of halogen derivatives of hydrocarbons of the aliphatic series.
Carbon bisulphide poisoning	Any manufacturing or other process involving working in contact with or the inhalation of carbon bisulphide gas.	Primary epitheliomatous cancer of the skin	Any process or occupation involving the handling of or use of tar, pitch, bitumen, mineral oil, paraffin, or the compounds, products or residues of those substances.
Carbon monoxide poisoning	Any manufacturing or other process involving working in contact with or the inhalation of carbon monoxide gas.	Q fever as caused by the micro-organism <i>Coxiella burneti</i> (also known as <i>Rickettsia burneti</i>), in any of its clinical manifestations	Any work done at abattoirs slaughterhouses and knackeries involving contact directly or indirectly with animals or tissues of animals.
Chrome Ulceration or its sequelae	Any manufacturing or other process involving the use of or contact with chromic acid or bichromate of ammonium, potassium or sodium or their preparations.	Septic poisoning or its sequelae	Any work involving the handling of meat or the manufacture of meat products or animal products in connection with the trade of a butcher or slaughterman.
Copper poisoning or its sequelae	Any manufacturing or other process involving the use of or contact with copper or its preparations or compounds.	Silicosis with or without pulmonary tuberculosis	Any manufacturing or other processes involving exposure to the inhalation of silica dust.
Dermatitis venenata	Any occupation, involving the use of or contact with vegetable or mineral matter.	Subcutaneous cellulitis or acute bursitis over the elbow (beat elbow)	Mining
Lead poisoning or its sequelae	Any manufacturing or other process involving the use of or contact with lead or its preparations or compounds.	Subcutaneous cellulitis or acute bursitis arising at or about the knee (beat knee)	Mining
Leptospirosis, as caused by any of the serotypes of the micro-organism <i>Leptospira</i> , in any of its clinical manifestations	Any work done at abattoirs slaughterhouses and knackeries involving contact directly or indirectly with animals or tissues of animals.		

Tenosynovitis (inflammation of the tendon sheaths of the hand, wrists, forearm or elbow)	Any process or occupation connected with the preparation, preserving, canning or bottling of jams sauces fruits pickles or other similar foods for human consumption.
Zinc poisoning or its sequelae	Any manufacturing or other process involving the use of or contact with zinc or its preparations or compounds.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this thirtieth day of August one thousand nine hundred and eighty-five and in the thirty-fourth year of the reign of Her Majesty Queen Elizabeth the Second, Queen of Australia.

(L.S.) J. McI YOUNG

By His Excellency's Command

JOHN CAIN
Acting Treasurer

GOD SAVE THE QUEEN!

ACCIDENT COMPENSATION ACT 1985 No.
10191

At the Executive Council Chamber, Melbourne, the
thirtieth day of August 1985

PRESENT:

His Excellency the
Lieutenant-Governor of Victoria
Mr Crabb | Mr Wilkes

Whereas section 39 of the *Accident Compensation Act 1985 (inter alia)* establishes a Tribunal to be known as the Accident Compensation Tribunal which shall be constituted by, amongst others, a President and such number of Deputy Presidents as are necessary for the proper functioning of the Tribunal;

And whereas section 42 of the said Act provides (*inter alia*) that a person shall not be appointed as the President unless the person is a Judge of the County Court and that a person shall not be appointed as a Deputy President unless the person is either a Judge of the County Court or qualified to be appointed as Judge of the County Court;

And whereas section 41 of the said Act provides (*inter alia*) that the members of the said Tribunal shall be appointed by the Governor in Council on the recommendation of the Minister which recommendation shall, in the case of the appointment of the President or of the appointment as a Deputy President of a person who is a Judge of the County Court, be made after consultation with the Attorney General;

And whereas sub-section (6) of section 47 of the said Act provides (*inter alia*) that an instrument of appointment of a member of the said Tribunal may specify terms and conditions of employment not inconsistent with the said Act;

And whereas the Honourable John Cain, Her Majesty's Acting Treasurer for the State of Victoria has recommended that the following persons be appointed as the President and Deputy Presidents respectively of the said Tribunal, following, where required, consultation with the Attorney-General;

Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, does by this Order appoint—

- (a) His Honour Judge Leo Richard Hart, a Judge of the County Court, as the President of the Accident Compensation Tribunal for the period of two years commencing on and including the 1 September 1985;
- (b) His Honour Judge Gordon Just, a Judge of the County Court, His Honour Judge Ivan Frederick Charles Franich, a Judge of the County Court, His Honour Judge Nubert Solomon Stabey, a Judge of the County Court, His Honour Judge Graham Lewis Fricke, a Judge of the County Court; and His Honour Judge James Thomas Duggan, a Judge of the County Court, as Deputy Presidents of the Accident Compensation Tribunal for the period of two years commencing on and including the 1 September, 1985; and
- (c) Michael Desmond Higgins, a person qualified to be appointed as a Judge of the County Court, as a Deputy President of the Accident Compensation Tribunal as from and including the 23 September 1985.

And the above appointments shall be subject to the terms and conditions of employment applying from time to time to Judges of the County Court except to the extent that any such terms and conditions are inconsistent with the *Accident Compensation Act 1985*.

And the Honourable Robert Allen Jolly, Her Majesty's Treasurer for the State of Victoria, shall give the necessary directions herein accordingly.

TIM NEESON
Acting Clerk of the Executive Council

ACCIDENT COMPENSATION ACT 1985, No.
10191

At the Executive Council Chamber, Melbourne, the
thirtieth day of August 1985

PRESENT:

His Excellency the
Lieutenant-Governor of Victoria
Mr Crabb | Mr Wilkes

Whereas section 39 of the *Accident Compensation Act 1985 (inter alia)* establishes a Tribunal to be known as the Accident Compensation Tribunal which shall be constituted by, a President and such number of Deputy Presidents, conciliators and other members as are necessary from time to time for the proper functioning of the Tribunal;

And whereas section 42 of the said Act provides (*inter alia*) that members of the Tribunal other than the President, Deputy Presidents and conciliators shall be appointed from persons nominated by the Victorian

Trades Hall Council and the Victorian Congress of Employer Associations respectively;

And whereas section 41 of the said Act provides (*inter alia*) that the members of the said Tribunal shall be appointed by the Governor in Council on the recommendation of the Minister;

And whereas sub-section (6) of section 47 of the said Act provides (*inter alia*) that an instrument of appointment of a member of the said Tribunal may specify terms and conditions of employment not inconsistent with the said Act;

And whereas the Honourable John Cain, Her Majesty's Acting Treasurer for the State of Victoria has recommended that the persons named in the Schedule to this Order be appointed as members of the said Tribunal other than the President, Deputy Presidents and conciliators;

Now therefore His Excellency the Lieutenant-Governor of the State of Victoria, by and with the advice of the Executive Council thereof, does by this Order appoint the persons listed in Column 1 of the Schedule hereunder being persons nominated by the Victorian Trades Hall Council and the persons listed in Column 2 of the said Schedule, being persons nominated by the Victorian Congress of Employer Associations as members of the Accident Compensation Tribunal other than the President, Deputy Presidents and conciliators for a period of two years commencing on and including 1 September 1985;

And it is hereby specified that the above appointments shall be subject to the same terms and conditions of employment as from time to time apply to officers within the meaning of the *Public Service Act* 1974 in relation to long service leave, recreation leave, sick leave, maternity, paternity and adoption leave, and leave on account of pressing necessary and further that the persons hereby appointed shall be entitled to such special leave as may be approved by the President of the said Accident Compensation Tribunal and to any untaken recreation or sick leave accrued by them in employment immediately prior to these appointments as members of the Workers Compensation Board constituted under the *Workers Compensation Act* 1958 as in force prior to 1 September 1985.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Douglas Percival Burgess	Samuel George Birtles
Kenneth George Burslem	David George Culbert
Bernard Leslie Collett	Kenneth Wilbert Dickeson
Daniel George Crowe	Kevin Francis Hamling
William Roy Harbinson	Michael Anthony Park
Vilma Lorraine Stargatt	Harold Murn Ponsford Alfred John Thompson

And the Honourable Robert Allen Jolly, Her Majesty's Treasurer for the State of Victoria shall give the necessary directions herein accordingly.

TIM NEESON

Acting Clerk of the Executive Council

ACCIDENT COMPENSATION ACT 1985
No. 10191

*At the Executive Council Chamber, Melbourne, the
thirtieth day of August 1985*

PRESENT:

His Excellency the
Lieutenant-Governor of Victoria
Mr Crabb | Mr Wilkes

Whereas pursuant to section 99 of the *Accident Compensation Act* 1985 it is provided (*inter alia*) that a 'hospital' for the purposes of that section means amongst other things any hospital declared by order of the Governor in Council to be a hospital for the purposes of that section;

Now therefore His Excellency the Lieutenant-Governor of the State of Victoria, by and with the advice of the Executive Council thereof, hereby declares the Repatriation General Hospital, Heidelberg to be a hospital for the purposes of section 99 of the said *Accident Compensation Act* 1985.

And the Honourable Robert Allen Jolly, Her Majesty's Treasurer for the State of Victoria, shall give the necessary directions herein accordingly.

TIM NEESON

Acting Clerk of the Executive Council