



**ACCIDENT REHABILITATION AND COMPENSATION
INSURANCE (INDEPENDENCE ALLOWANCE ASSESSMENT AND
RATES OF PAYMENT) REGULATIONS 1997**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 26th day of May 1997

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 167 and 167A of the Accident Rehabilitation and Compensation Insurance Act 1992, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

ANALYSIS

1. Title and commencement
2. Interpretation
3. Assessment of whole-person impairment
4. Assessors
5. Rates of payment

6. Corporation to notify persons assessed
7. Revocation

SCHEDULE

Weekly Rates of Independence Allowance

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Accident Rehabilitation and Compensation Insurance (Independence Allowance Assessment and Rates of Payment) Regulations 1997.

(2) These regulations come into force on 1 July 1997.

2. Interpretation—In these regulations, unless the context otherwise requires,—

“Act” means the Accident Rehabilitation and Compensation Insurance Act 1992:

“Assessment” includes reassessment:

“Assessor” means a person appointed under regulation 4:

“Independence allowance” means an allowance payable under section 54 of the Act.

3. Assessment of whole-person impairment—Assessment of a person’s whole-person impairment, for the purposes of sections 54 and 54A of the Act, must be carried out by an assessor using the American Medical Association Guides to the Evaluation of Permanent Impairment (Fourth Edition).

4. Assessors—The Corporation must appoint as many persons as it considers necessary to carry out assessments under regulation 3.

5. Rates of payment—The independence allowance is payable at the weekly rates set out in the schedule.

6. Corporation to notify persons assessed—The Corporation must notify a person assessed under regulation 3 of—

(a) The assessed degree of whole-person impairment; and

(b) The rate of independence allowance payable.

7. Revocation—The Accident Rehabilitation and Compensation Insurance (Independence Allowance Assessment) Regulations 1993 are revoked.

SCHEDULE

Reg. 5

WEEKLY RATES OF INDEPENDENCE ALLOWANCE

<i>Degree of Impairment</i>	<i>Weekly Rate</i>	<i>Degree of Impairment</i>	<i>Weekly Rate</i>
10%	\$10.00	46%	\$35.71
11%	\$10.71	47%	\$36.43
12%	\$11.43	48%	\$37.14
13%	\$12.14	49%	\$37.86
14%	\$12.86	50%	\$38.57
15%	\$13.57	51%	\$39.29
16%	\$14.29	52%	\$40.00
17%	\$15.00	53%	\$40.71
18%	\$15.71	54%	\$41.43
19%	\$16.43	55%	\$42.14
20%	\$17.14	56%	\$42.86
21%	\$17.86	57%	\$43.57
22%	\$18.57	58%	\$44.29
23%	\$19.29	59%	\$45.00
24%	\$20.00	60%	\$45.71
25%	\$20.71	61%	\$46.43
26%	\$21.43	62%	\$47.14
27%	\$22.14	63%	\$47.86
28%	\$22.86	64%	\$48.57
29%	\$23.57	65%	\$49.29
30%	\$24.29	66%	\$50.00
31%	\$25.00	67%	\$50.71
32%	\$25.71	68%	\$51.43
33%	\$26.43	69%	\$52.14
34%	\$27.14	70%	\$52.86
35%	\$27.86	71%	\$53.57
36%	\$28.57	72%	\$54.29
37%	\$29.29	73%	\$55.00
38%	\$30.00	74%	\$55.71
39%	\$30.71	75%	\$56.43
40%	\$31.43	76%	\$57.14
41%	\$32.14	77%	\$57.86
42%	\$32.86	78%	\$58.57
43%	\$33.57	79%	\$59.29
44%	\$34.29	80% and above	\$60.00
45%	\$35.00		

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 July 1997, deal with 2 aspects of the independence allowance. First, they specify how an injured person's degree of whole-person impairment is to be assessed. Second, they set out a graduated scale of payments related to degrees of whole-person impairment.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 29 May 1997.

These regulations are administered in the Accident Rehabilitation and Compensation Insurance Corporation.