WorkCoverSA
Better together

Government of South Australia

Section 72M
Application for review (Employer)

Section 72M, Workers Rehabilitation and Compensation Act 1986 (SA)

Details of applicant

Employer name
Employer number
Australian Business Number (ABN)
Business address
Postcode

Contact details

Surname	Title
First name	Position
Business postal address	
Postcode	
Telephone (business hours)	
Telephone (mobile)	
Business email address	

Please send correspondence via: ☐ email ☐ post

Decision to be reviewed

Please complete all known details of the disputed decision and check the relevant boxes.

The decision is about:

- ☐ Claims estimates used to calculate a premium
- ☐ Hindsight calculation of claim costs
- ☐ Fixing or assessment of a premium
- ☐ Fine or penalty interest
- ☐ Condition that may lead to a supplementary payment
- ☐ Other (please state)

Date of decision ____ / ____ / ____relating to_____financial year

Name of decision maker

Position held by decision maker

☐ A copy of the decision is attached

Why does the employer consider the decision to be unreasonable?

What information or evidence has the employer previously provided to the decision maker?

☐ Copies are attached.

What new information or evidence can the employer provide to the decision maker?

☐ Copies are attached.

Applicant's signature

Print name
Position held
Signature Date____ / ____ / ____

☐ If acting on behalf of an employer, please provide proof of your client's authority to deal with this application.

Please complete this form and send to:

Post: WorkCoverSA, GPO Box 2668, Adelaide SA 5001
Fax: 08 8238 5775
Email: premiumreview@workcover.com

If you require a translator, please call the Interpreting and Translating Centre on (08) 8226 1990 and ask for an Interpreter to call WorkCover on 13 18 55. For Braille, audio or e-text call 13 18 55 and ask for the required format.

Important information for the completion of Application for review

The information on this page has been included to help you complete this form and give you an understanding of your right to a review under section 72M of the *Workers Rehabilitation and Compensation Act 1986* (SA) (the Act).

You have the right to lodge an application for review if you consider a decision by WorkCoverSA is unreasonable in relation to premium related matters, such as:

- the assessing (or fixing) of a premium
- the imposition of penalty interest or a fine
- the imposition or variation of a condition that may lead to the imposition of a supplementary payment
- the estimate of remuneration that is to be used to calculate your premium.

Please note that an application for review does not suspend a liability to pay premium, penalty interest or a fine. WorkCoverSA is required to maintain the funding of the Scheme on a fair basis.

What does a review cost?

The WorkCover Premium Review Panel was established by the WorkCover Board to provide an independent dispute resolution system. This service is provided free to an employer. However, if you choose to be represented by a solicitor, barrister or by any duly appointed and authorised agent, you will need to meet any costs involved in this yourself.

Step 1

You may obtain and complete an *Application for review* and send it to the WorkCover Premium Review Registry, GPO Box 2668 Adelaide South Australia 5001. Alternatively you may lodge your own written submission if you wish. You should attach any information that you want considered with your application. An application for review must be lodged within the timeframes set out under section 72M (5) of the Act which states:

> An application under this section for review of a decision of the Corporation –
> (a) must, if the decision relates to a class of employers, be made within 4 months after the notice of the decision was given; or
> (b) must, if the decision relates to an individual employer, be made within 2 months after the employer was given notice of the decision,
> unless the board (or its delegate) allows an extension of time for making the application.

What will happen after you lodge your application?

After receiving your application, the WorkCover Premium Review Registry will send you a letter of acknowledgement. A copy of your application will be provided to the operating unit of WorkCoverSA responsible for the reviewable decision which will re-consider the decision.

Step 2

If, after re-consideration of a reviewable decision, the matter is not resolved, the reviewable decision will be referred to conciliation. Conciliation is an informal and flexible process. It is an opportunity to find common ground and an outcome that is acceptable to both parties. You do not have to be legally represented.

Step 3

If necessary the WorkCover Premium Review Panel will hear and formally determine your application for review. You can make a written submission to the Panel, or you can come and address the Panel in person. You can, but do not have to be represented by a solicitor, barrister or any duly appointed and authorised agent. If you choose to be represented, you will have to bear the cost of any representation. You will have access to all material WorkCoverSA puts before the Panel, and you can answer anything WorkCoverSA says to the Panel.

For further information, please access the WorkCoverSA website, www.workcover.com, which contains information on industry premium rates and experience rating system.