



Personal Injury  
Commission

## INSTRUMENT OF DELEGATION

### *Personal Injury Commission Act 2020*

Under section 18 of *the Personal Injury Commission Act 2020* (Act), I, Judge Gerard Phillips, President of the Personal Injury Commission,

HEREBY DELEGATE my functions as President under rule 109(1) of the *Personal Injury Commission Rules 2021*, as set out in attached Table of Delegations 'B' at item 46, to the position of:

1. Division Head, Motor Accidents Division.

The delegate must not subdelegate my functions except for the functions I authorise under section 18(4)(a) of the Act as functions that may be subdelegated.

This delegation has effect from 23 June 2022 and remains in force until revoked.

A handwritten signature in black ink, reading 'Gerard Phillips', with a horizontal line underneath.

Judge Gerard Phillips  
President  
**Personal Injury Commission**  
23 June 2022

## Table of delegations “B” – Personal Injury Commission Rules 2021

| Item   | Rule    | Function of: | Description of delegated function   | Member/s or role/s to which the function is delegated | Authorisati onto sub-delegate the function | Member/s or officer/s to which the delegate sub-delegates the function   |
|--|---------|--------------|---|---|--|--|
| <b>Part 11 - Medical Assessment Proceedings</b>                |         |              |   |   |  |  |
| <b>Division 11.2 Conduct of medical assessment proceedings</b> |         |              |   |   |  |  |
| 46.  | R109(1) | President    | <p><b>Surveillance recordings</b><br/>                     A surveillance recording may not be referred to a medical assessor in medical assessment proceedings for the purposes of the enabling legislation unless—</p> <p>(a) exceptional circumstances exist, as determined by the Commission or the President, and</p> <p>(b) the Commission or the President orders that the surveillance recording may be referred.</p> | <b>Workers Compensation Proceedings</b>               |  |  |
|  |         |              |   | Division Head WC                                      | <b>Yes</b>                                 | Non-presidential member, WCD<br><br>Director Legal and Policy<br><br>Decision-maker<br>Grade 11/12<br><br>Legal Officers<br>Grade I- III, IV, V and VI<br><br>Legal Officer<br>Grade 7/8<br><br>Legal Officer<br>Grade 5/6 |
|  |         |              |   | <b>Motor Accident Proceedings</b>                     |  |  |
|  |         |              |   | Division Head MA                                      | No   | N/A  |