

Form 15C

[r. 12(1a)]

Workers' Compensation and Injury Management Act 1981

MEMORANDUM OF AGREEMENT

(Section 76 & 67(2))

TO: the Director Dispute Resolution  
Perth, Western Australia

In the matter of an Agreement made the **21<sup>st</sup>** day of **October 2008** (year)

Between

**Enny Company Pty Ltd** (Employer)  
of (address) **1-2 Industrial Way, COMMERCIALVILLE VX 1112**  
(WCN Number) **WC01234567**

and

**Joseph Worker Bloggs** (Worker)  
of (address) **3/21 Street Lane, HOMETOWN VX 1122**  
Claim No: **XX000012345**

Upon the Agreement being recorded pursuant to section 76 of the *Workers' Compensation and Injury Management Act 1981* ("the Act") the worker's claims referred to in this Agreement are finalised and the employer shall pay to the worker, and the worker shall accept, the lump sum of \$ **10,000.00**, upon the terms and conditions as set out in the following —

1. Date of injury **10 January 2001**

Which occurred by:

- \* a personal injury by accident arising out of or in the course of the employment, or whilst the worker was acting under the employer's instructions;
- ~~\* a disabling disease to which Part III Division 3 applies;~~
- ~~\* a disease contracted by a worker in the course of his/her employment at or away from his/her place of employment and to which the employment was a contributing factor and contributed to a significant degree;~~
- ~~\* the recurrence, aggravation, or acceleration of any pre-existing disease where the employment was a contributing factor to that recurrence, aggravation, or acceleration and contributed to a significant degree; or~~
- ~~\* a disabling loss of function to which Part III Division 4 applies.~~

2. When the disability occurred —

- (a) the worker was **35** years of age. Date of Birth **01/01/1966**
- (b) the worker was employed by the employer as a **Mechanic**  
.....
- (c) his or her weekly earnings were **\$2,220.00**

3. The nature of the disability was: **Traumatic partial amputation of left index finger**  
and now is: **Partially amputated left index finger**  
and it occurred in the following circumstances — **Supports under car collapsed pinning finger to floor**

4. The worker has received from the employer prior to the date of this Agreement:
- |   |                     |
|---|---------------------|
| (a) weekly payments in respect of that disability totaling  | \$ <b>1,200.00</b>  |
| (b) expenses payable under the <i>Workers' Compensation and Injury Management Act 1981</i> Schedule 1 clauses 9, 10, 17, 18, 18A and 19 | \$ <b>12,300.00</b> |
| Totalling   | \$ <b>13,500.00</b> |

5. The lump sum is made up as follows:

- ~~\*(a) weekly payments of compensation:~~
- |   |               |
|---|---------------|
| <del>(i) by way of redemption of liability to make future weekly payments as for permanent total incapacity;</del>    | <del>\$</del> |
| <del>(ii) by way of redemption of liability to make future weekly payments as for permanent partial incapacity;</del> | <del>\$</del> |
| <del>(iii) otherwise;</del>   | <del>\$</del> |
- \*(b) expenses as are provided for in the *Workers' Compensation and Injury Management Act 1981* Schedule 1 clauses 9, 10, 17, 18, 18A and 19 namely;
- |  |                     |
|--|---------------------|
|  | \$ <b>10,000.00</b> |
|--|---------------------|
- ~~\*(c) the worker having elected under s. 24 of the Act by a form of election dated , compensation payable under Part III Division 2, representing % loss of Item being for the permanent loss of the efficient use of the~~
- ~~Totalling: \$~~
- ~~\*(ca) the worker having elected under section 31C of the Act by a form of election dated , compensation payable under the Act Schedule 2 Division 2A, in respect of an impairment mentioned in Schedule 2 item , representing degree of permanent impairment from the injury.~~
- ~~Totalling: \$~~
- ~~\*(d) redemption amount under the *Workers' Compensation and Injury Management Act 1981* Schedule 5 clause 2 or 3(2), (3) or (4)~~
- ~~\$~~
- ~~\*(e) supplementary amount under the *Workers' Compensation and Injury Management Act 1981* Schedule 5 clause 2 or 3(2), (3) or (4)~~
- ~~\$~~
- TOTAL LUMP SUM      \$ **10,000.00**

6. The employer warrants that to the date of this Agreement it has paid all compensation due to the worker and all expenses in respect of the matters contained in the *Workers' Compensation and Injury Management Act 1981* Schedule 1 clauses 9, 10, 17, 18, 18A and 19 (which includes medical and travelling) and, to the extent that these have not been paid, undertakes to pay them.
7. The worker warrants that he/she is not aware of any expenses due but unpaid in respect of the matters contained in the *Workers' Compensation and Injury Management Act 1981* Schedule 1 clauses 9, 10, 17, 18, 18A and 19.
8. The worker hereby releases and forever discharges the employer from all claims and demands which the worker now has or, but for the execution of this agreement, could or might have had against the employer under the Act in any respect to the disability to the worker referred to in this Agreement.

SIGNED by the worker:

**J.Bloggs**

in the presence of:

*MB*

SIGNED by or on behalf of the employer:

*[Handwritten signature]*

in the presence of-

*[Handwritten signature]*

**\*Delete if not applicable.**

*[Form 15C inserted in Gazette 15 Oct 1999 p. 4907-10; amended in Gazette 17 Nov 2000 p. 6321; 21 Jan 2005 p. 276; 28 Oct 2005 p. 4929-31.]*