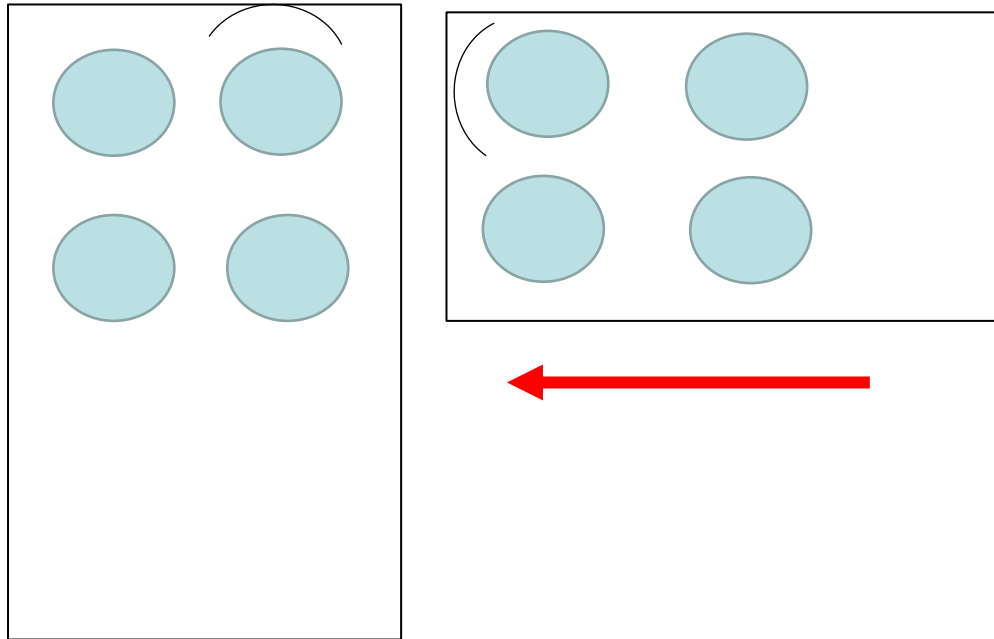
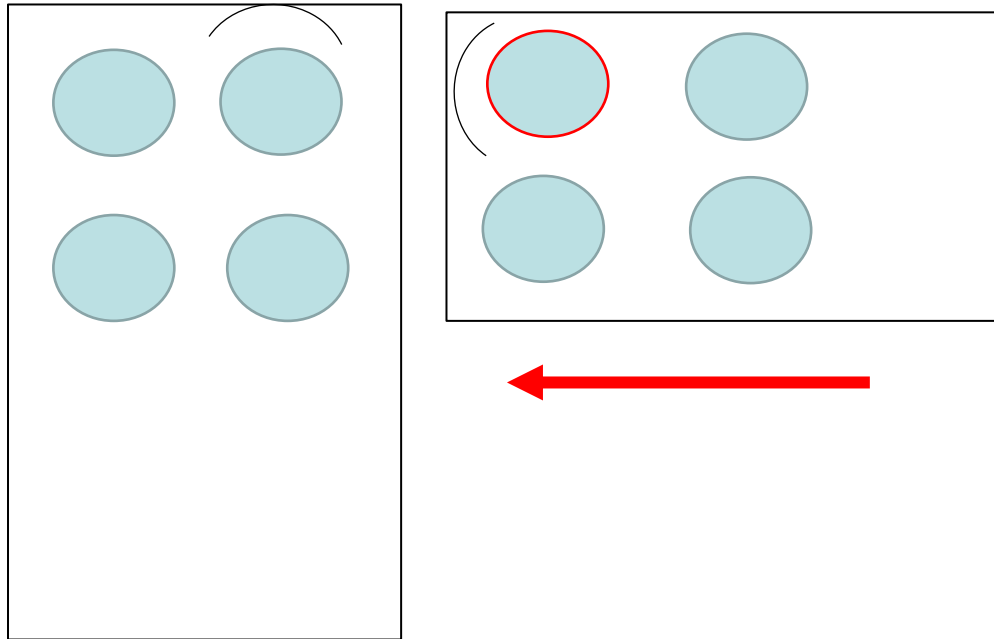


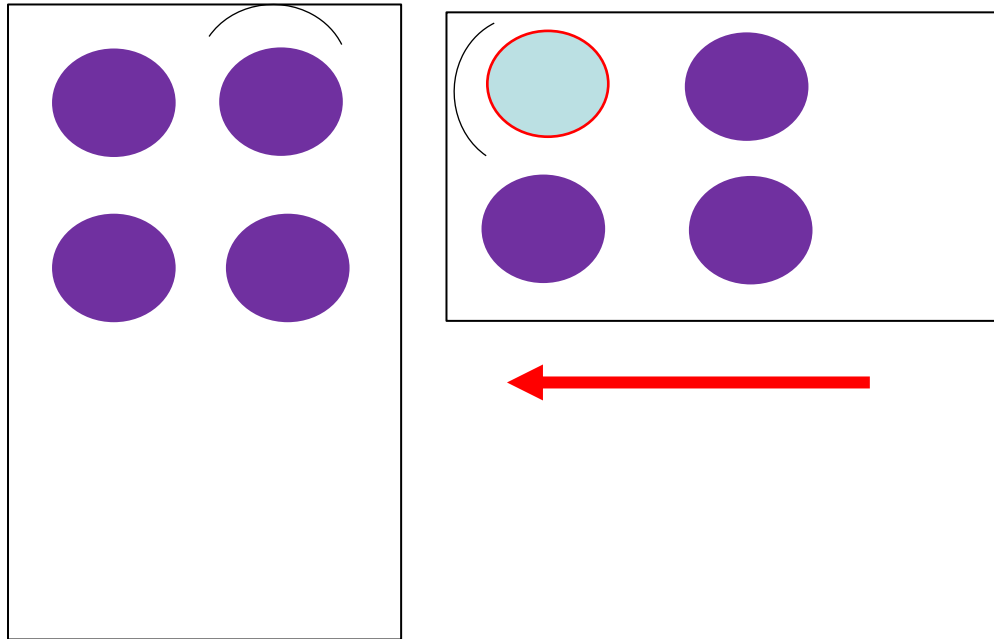
Who's covered? Who's not?

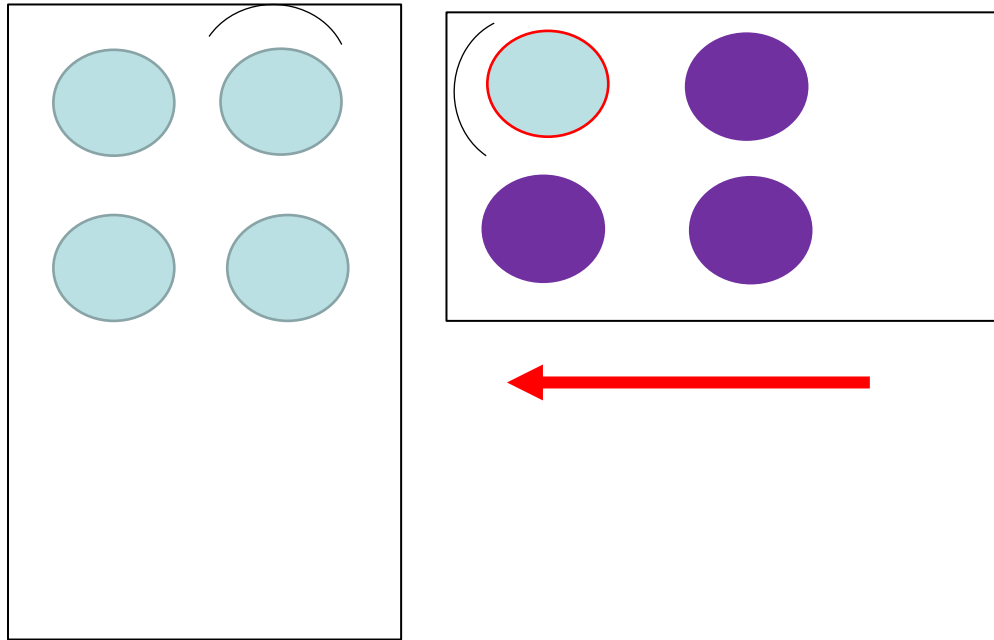
ACT CTP Citizens Jury
Saturday 28 October

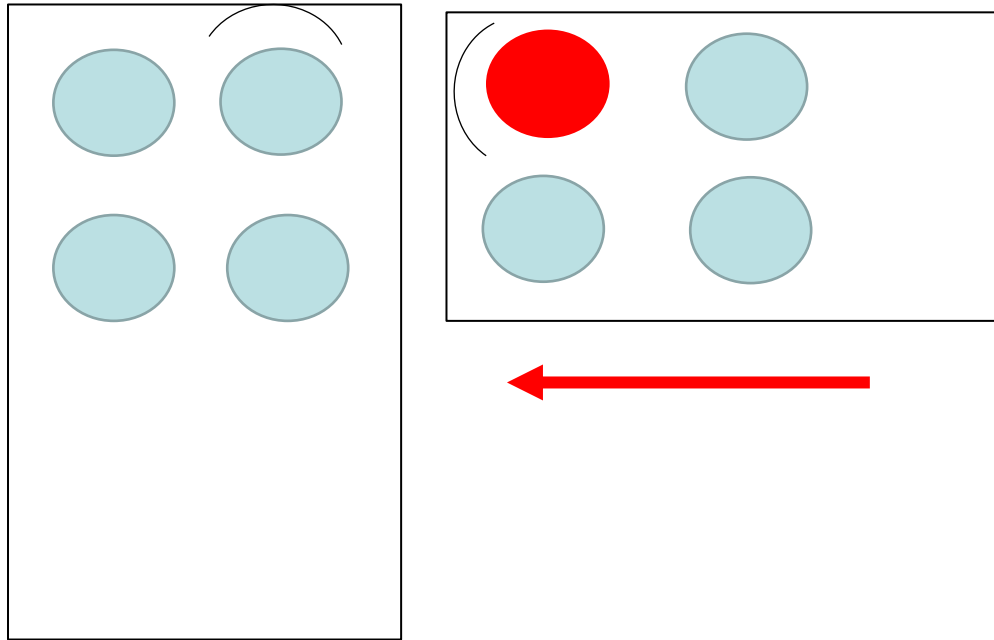
Associate Professor Michael Eburn
ANU College of Law
School of Legal Practice.

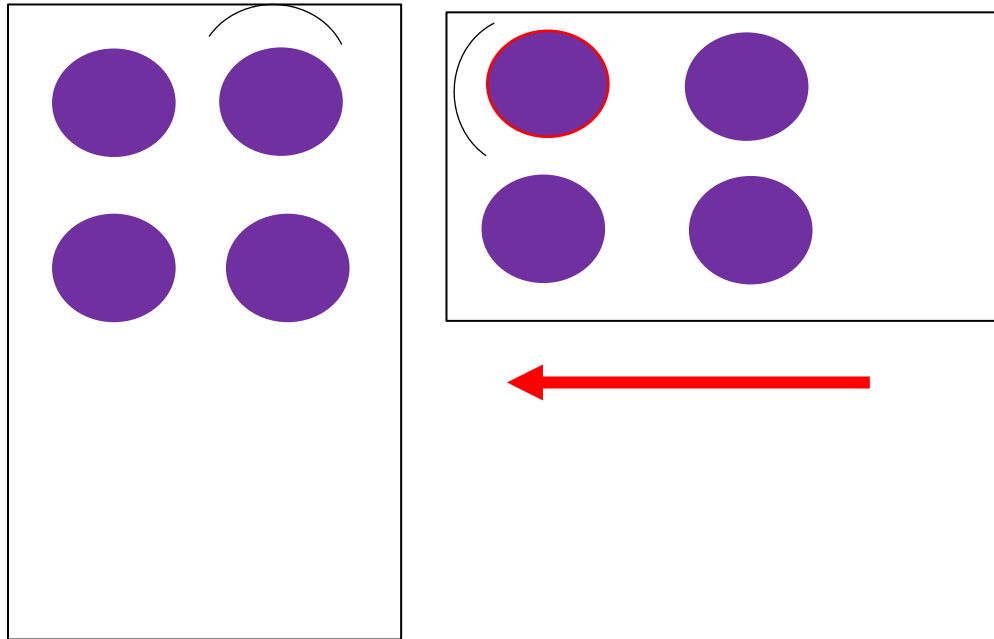






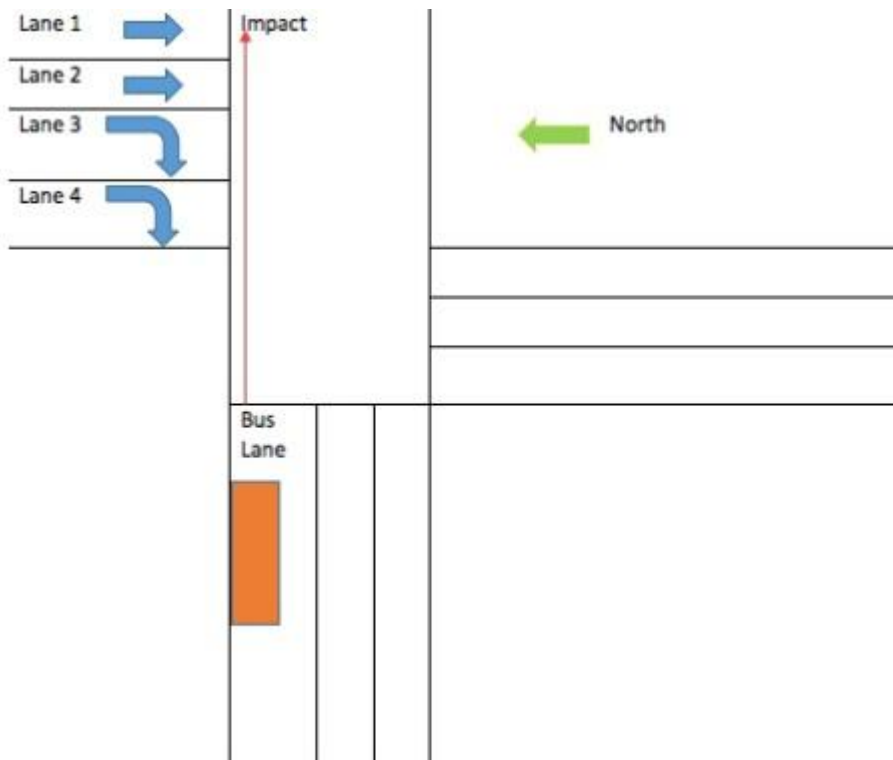






No fault

- Removes the need to spend time allocating and apportioning blame.



Logar v Ambulance Service of New South Wales Sydney Region
[2017] NSWCA 274

- Accident occurred 3 June 2011.
- District Court, 14 October 2016.
- Court of Appeal, 25 October 2017.
- Damages assessed at \$867,735.
- Macfarlan J would have assessed negligence at 50:50 so driver in lane 1 would have got \$433,867.50.
- Schmidt and Emmett JJ said no negligence by the driver of the ambulance, plaintiff gets \$0.

No fault

- Removes the need to spend time allocating and apportioning blame.
- Recognises that injury on the road is the price we pay for the right to drive.
- Is consistent with:
 - Motor Accidents Act 2017 (NSW)
 - Transport Accident Act 1986 (Vic)
 - National Injury Insurance Scheme