

## attorney general (DJCS)

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**From:** [redacted] on behalf of Jill Hennessy <Jill.Hennessy@parliament.vic.gov.au>  
**Sent:** Wednesday, 26 August 2020 1:31 PM  
**To:** attorney general (DJCS)  
**Subject:** Fw: Workers compensation  
**Attachments:** [agent, name redacted] 3.docx

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**From:** [redacted]  
**Sent:** Wednesday, August 26, 2020 1:21 PM  
**To:** Jill Hennessy <Jill.Hennessy@parliament.vic.gov.au>  
**Subject:** Workers compensation

Dear Minister,

I was pleased to read in The Age newspaper (27 July 2020) of your intention to initiate a review of workers compensation in Victoria. As you are aware, this sector has attracted severe criticism, including in several reports from the Ombudsman, for many years.

[redacted]  
[redacted]  
[redacted]  
[redacted]

I ceased work on 4 August 2017 and on 7 August 2017 lodged a workcover claim. In assessing the claim, [agent, name redacted] engaged [redacted] to carry out an Independent Medical Examination.

In correspondence dated 21 August 2017 from [agent, name redacted] to [redacted], [agent, name redacted] made a statement that was false in three instances and misleading in a further two instances.

Eventually the claim was rejected. However I was advised by WorkSafe that [agent, name redacted] was prepared to negotiate a settlement of the claim but was instructed by [employer, name redacted] management not to do so.

Unfortunately the organization that espouses so enthusiastically the principles of mediation appears unable to adopt those principles in matters to do with itself.

[employer, name redacted] management also required me to attend a further medical assessment by a nominated specialist. That specialist found that I was not fit to work and would require up to 5 months treatment. This was also the opinion of my doctor.

Accordingly, I found myself in a position where I had my claim rejected (on the insistence of [employer, name redacted] management) but at the same time was precluded from returning to work because the report that [employer, name redacted] commissioned stated that I was not fit to work.

You can see the anomaly in this contrived situation. WorkSafe advised that this situation is common.

I have attached grounds for review that I forwarded to **[agent, name redacted]** at the time. Although it is a rather lengthy document, I would appreciate your taking the time to read it as it contains details of the tactics and processes used by **[agent, name redacted]** in this case.

Regards,



Grounds for review:























