

## Civil Liability Act 2002

### Section 16 Non economic loss damages

From 1 October 2009

Severity as % of most extreme case	Damages as % of most maximum amount	Award Rounded \$	Severity as % of most extreme case	Damages as % of most maximum amount	Award Rounded \$	Severity as % of most extreme case	Damages as % of most maximum amount	Award Rounded \$
100	100	473,500	71	71	336,000	42	42	199,000
99	99	469,000	70	70	331,500	41	41	194,000
98	98	464,000	69	69	326,500	40	40	189,500
97	97	459,500	68	68	322,000	39	39	184,500
96	96	454,500	67	67	317,000	38	38	180,000
95	95	450,000	66	66	312,500	37	37	175,000
94	94	445,000	65	65	308,000	36	36	170,500
93	93	440,500	64	64	303,000	35	35	165,500
92	92	435,500	63	63	298,500	34	34	161,000
91	91	431,000	62	62	293,500	33	33	156,500
90	90	426,000	61	61	289,000	32	30	142,000
89	89	421,500	60	60	284,000	31	26	123,000
88	88	416,500	59	59	279,500	30	23	109,000
87	87	412,000	58	58	274,500	29	18	85,000
86	86	407,000	57	57	270,000	28	14	66,500
85	85	402,500	56	56	265,000	27	10	47,500
84	84	397,500	55	55	260,500	26	8	38,000
83	83	393,000	54	54	255,500	25	6.5	31,000
82	82	388,500	53	53	251,000	24	5.5	26,000
81	81	383,500	52	52	246,000	23	5	23,500
80	80	379,000	51	51	241,500	22	4.5	21,500
79	79	374,000	50	50	237,000	21	4	19,000
78	78	369,500	49	49	232,000	20	3.5	16,500
77	77	364,500	48	48	227,500	19	3	14,000
76	76	360,000	47	47	222,500	18	2.5	12,000
75	75	355,000	46	46	218,000	17	2	9,500
74	74	350,500	45	45	213,000	16	1.5	7,000
73	73	345,500	44	44	208,500	15	1	4,500
72	72	341,000	43	43	203,500	14 - nil	nil	nil

## Section 12 Economic Loss

In the assessment of economic loss, a court must disregard the amount by which the plaintiff's gross weekly earnings exceed **three times** the average weekly earnings of all employees (in NSW) as published by the Australian Bureau of Statistics below:

Period	Average Weekly Earnings (NSW) \$	Period	Average Weekly Earnings (NSW) \$	Period	Average Weekly Earnings (NSW) \$
May 09	916.10	Aug 07	913.50	Nov 05	859.70
Feb 09	924.70	May 07	902.70	Aug 05	858.70
Nov 08	916.40	Feb 07	900.10	May 05	832.60
Aug 08	913.30	Nov 06	876.40	Feb 05	824.80
May 08	902.50	Aug 06	868.10	Nov 04	801.60
Feb 08	918.00	May 06	852.30	Aug 04	793.30
Nov 07	911.60	Feb 06	862.70	May 04	790.30