

6 June 2023



Kia ora

Your Official Information Act request, reference: GOV-025143

Thank you for your email of 19 May 2023 to ACC's Executive and Ministers Offices, asking for the following information under the Official Information Act 1982 (the Act):

Can you please provide for each year from June 1997 to 2023 the annual pententage increases made to Long term Weekly Compensation? I wish to compare this with the information provided by Reserve Bank Of New Zealand. I believe ACC have not kept up with inflation. It would be helpful if a expanation of how ACC came to their figures. I plan on presenting this information to Polictical Parties before the election.

The requested information is attached as Appendix 1

The appendix contains three documents outlining the percentage increases to weekly compensation between 1 July 1992 and 1 July 2022. Under the Accident Compensation Act 2001, increases to weekly compensation are not based on increases to the consumer price index; they are based on:

- increases to the minimum wage or 125% of the supported living payment under the Social Security Act 2018 (whichever is higher at the time) in the case of the full-time minimum rate under clause 42 of Schedule 1; and
- changes in the labour cost index in relation to other weekly compensation calculations.

Increases under earlier Acts (1992 and 1998) were also based on changes to the labour cost index.

As this information may be of interest to other members of the public

ACC has decided to proactively release a copy of this response on ACC's website. All requester data, including your name and contact details, will be removed prior to release. The released response will be made available www.acc.co.nz/resources/#/category/12.

If you have any questions about this response, please get in touch

You can email me at <u>GovernmentServices@acc.co.nz</u>. If you are not happy with this response, you can also contact the Ombudsman via <u>info@ombudsman.parliament.nz</u> or by phoning 0800 802 602. Information about how to make a complaint is available at <u>www.ombudsman.parliament.nz</u>.

Ngā mihi

Sara Freitag

Acting Manager Official Information Act Services

Government Engagement

Weekly compensation indexation (1992 Act)

Minimum earner rate (full-time earners under 20)

This table shows the weekly compensation payable to a client under age 20, who is entitled to the minimum payment on the basis that they qualify either:

- as a fulltime earner
- as liable to pay the minimum earner premium.

Dates applicable				
From	То	Increase	Amount	80%
1 Jul 1992	31 Oct 1993	0.00%	\$196.00	\$156.80
1 Nov 1993	31 Oct 1994	1.37%	\$198.69	\$158.95
1 Nov 1994	31 Oct 1995	0.90%	\$200.48	\$160.38
1 Nov 1995	31 Oct 1996	1.38%	\$203.25	\$162.60
1 Nov 1996	31 Oct 1997	1.94%	\$207.19	\$165.75
1 Nov 1997	31 Oct 1998	2.48%	\$212.33	\$169.86
1 Nov 1998	31 Oct 1999	1.95%	\$216.47	\$173.18
1 Nov 1999	30 Jun 2000	1.37%	\$219.44	\$175.55
1 Jul 2000	30 Jun 2000	1.17%	\$222.01	\$177.61
1 Jul 2001	31 Mar 2002	1.78%	\$225.96	\$180.77

No further indexation applies

No indexation needs to be applied for this amount after the AC Act 2001 came into effect, because all cases calculated under the minimum provisions of the ARCI Act 1992 or AI Act 1998 were transitioned to the minimum provisions of the 2001 Act. See those tables for continuing rates.

Minimum earner rate (full-time earners over 20)

This table shows the weekly compensation payable to a client age 20 or over, who is entitled to the minimum payment on the basis that they qualify either:

- as a full time earner
- as liable to pay the minimum earner premium.

Dates applicable				
From	То	Increase	Amount	80%
1 Jul 1992	31 Oct 1993	0.00%	\$245.00	\$196.00
1 Nov 1993	31 Oct 1994	1.37%	\$248.36	\$198.69
1 Nov 1994	31 Oct 1995	0.90%	\$250.60	\$200.48
1 Nov 1995	31 Oct 1996	1.38%	\$254.06	\$203.25
1 Nov 1996	31 Oct 1997	1.94%	\$258.99	\$207.19
1 Nov 1997	31 Oct 1998	2.48%	\$265.41	\$212.33
1 Nov 1998	31 Oct 1999	1.95%	\$270.59	\$216.47
1 Nov 1999	30 Jun 2000	Special	\$280.00	\$224.00
1 Jul 2000	30 Jun 2001	1.44%	\$284.03	\$227.22
1 Jul 2001	31 Mar 2002	1.78%	\$289.09	\$231.27

No further indexation applies

No indexation needs to be applied for this amount after the AC Act 2001 came into effect, because all cases calculated under the minimum provisions of the 1992 or 1998 Acts were transitioned to the minimum provisions of the 2001 Act. See those tables for continuing rates.

Maximum weekly compensation payment

This table shows the maximum amount ACC can pay in weekly compensation to any client, as a weekly payment.

Dates applicable			
From	То	Increase	Amount
1 Jul 1992	31 Mar 1994	0.00%	\$1,179.00
1 Apr 1994	31 Mar 1995	1.37%	\$1,195.15
1 Apr 1995	31 Mar 1996	0.90%	\$1,205.91
1 Apr 1996	31 Mar 1997	1.38%	\$1,222.55
1 Apr 1997	31 Mar 1998	1.94%	\$1,246.27
1 Apr 1998	31 Mar 1999	2.48%	\$1,277.18
1 Apr 1999	31 Mar 2000	1.95%	\$1,302.09
1 Apr 2000	31 Mar 2000	1.37%	\$1,319.93
1 Apr 2001	31 Mar 2002	1.62%	\$1,341.31

No further indexation applies

No indexation needs to be applied for this amount after the AC Act 2001 came into effect, because all cases calculated under the minimum provisions of the 1992 or 1998 Acts were transitioned to the minimum provisions of the 2001 Act. See those tables for continuing rates.

Abatement (30 per cent figure)

This table shows the amount of earnings that are free from abatement when calculating the level of abatement for post-incapacity earnings.

Dates applicable				
From	То	Increase	"\$9"	Amount
1 Jul 1992	31 Oct 1993	0.00%	9.00	\$50.00
1 Nov 1993	31 Oct 1994	1.37%	9.12	\$50.70
1 Nov 1994	31 Oct 1995	0.90%	9.20	\$51.16

Dates appli	cable				
From	То	Increase	"\$9"	Amount	
1 Nov 1995	31 Oct 1996	1.38%	9.33	\$51.87	
1 Nov 1996	31 Oct 1997	1.94%	9.51	\$52.88	
1 Nov 1997	31 Oct 1998	2.48%	9.75	\$54.19	
1 Nov 1998	30 Jun 1999	1.95%	9.93	\$55.25	
	For periods of incapacity after:				
1 Jul 1999	1 July 1999, abatement is calculated under the Al Act 1998. Refer to the indet tables for that Act				
	1 April 2002, abatement is calculated under the AC Act 2001. Refer to the indexation tables for that Act.				

Abatement (70 per cent figure)

This table shows the amount used in the abatement calculation, to determine the level of reduction to be applied.

Dates applicable				
From	То	Increase	"\$9"	Amount
1 Jul 1992	31 Oct 1993	0.00%	9.00	\$80.00
1 Nov 1993	31 Oct 1994	1.37%	9.12	\$81.10
1 Nov 1994	31 Oct 1995	0.90%	9.20	\$81.83
1 Nov 1995	31 Oct 1996	1.38%	9.33	\$82.96

Dates appl	icable			
From	То	Increase	"\$9"	Amount
1 Nov 1996	31 Oct 1997	1.94%	9.51	\$84.57
1 Nov 1997	31 Oct 1998	2.48%	9.75	\$86.67
1 Nov 1998	30 Jun 1999	1.95%	9.93	\$88.36
1 Jul 1999	 For periods of incapacity after: 1 July 1999, abatement is calculated under the Al Act 1998. Refer to the indexation tables for that Act 1 April 2002, abatement is calculated under the AC Act 2001. Refer to the indexation tables for that Act. 			

Weekly compensation indexation (1998 Act)

Percentage increases

Apply the indexation amounts shown in the following table if either:

- for 1 November indexation, the client was entitled to receive weekly compensation continuously since 1 May before the indexation date
- for 1 July indexation, the client was entitled to receive weekly compensation continuously since 31 December before the indexation date
- the client was entitled to receive weekly compensation for any 26 weeks (or part weeks) in the 52 weeks before the indexation date.

Reference	Indexation Date	Percent Increase
Accident Insurance (Interim Indexation) Regulations 1999	1 Nov 1999	1.37%
Accident Insurance (Interim Indexation) Regulations 2000	1 Jul 2000	1.17%
Accident Insurance (Interim Indexation) Regulations 2001	1 Jul 2001	1.78%

Note:

From 1 April 2002, indexation to weekly compensation is made under the AC Act 2001. Further, the implementation of the AC Act 2001 increased minimum weekly compensation from 1 April 2002. It is important to note also that from 1 April 2002 the age limit for minimum compensation (including LOPE) was reduced from 20 years to 18 years.

Please refer to the AC Act 2001 Indexation tables for further information.

Minimum earner rate (full-time earners under 20)

This table shows the weekly compensation payable to a client under age 20, who is entitled to the minimum payment on the basis that they qualify either:

- as a full time earner
- as liable to pay the minimum earner premium.

As from 1 July 1999 (when the Al Act 1998 came into effect), the "under 20" figure is no longer based strictly on 80% of the "over 20" figure.

Dates applic	able			
From	То	Increase	Amount	80%
1 Jul 1999	31 Oct 1999	N/A	\$216.47	\$173.18
1 Nov 1999	30 Jun 2000	1.37%	\$219.44	\$175.55
1 Jul 2000	30 Jun 2001	1.17%	\$222.01	\$177.61
1 Jul 2001	31 Mar 2002	1.78%	\$225.96	\$180.77

No further indexation applies

No indexation needs to be applied for this amount after the AC Act 2001 came into effect, because all cases calculated under the minimum provisions of the 1998 Act were transitioned to the equivalent provisions of the 2001 Act. See those tables for continuing rates.

Minimum earner rate (full-time earners over 20)

This table shows the weekly compensation payable to a client age 20 or over, who is entitled to the minimum payment on the basis that they qualify either:

- as a full time earner
- as liable to pay the minimum earner premium.

Dates appl	icable			
From To		Increase	Amount	80%
1 Jul 1999	30 Jun 2000	N/A	\$280.00	\$224.00
1 Jul 2000	30 Jun 2001	1.44%	\$284.03	\$227.22
1 Jul 2001	31 Mar 2002	1.78%	\$289.09	\$231.27

No further indexation applies

No indexation needs to be applied for this amount after the AC Act 2001 came into effect, because all cases calculated under the minimum provisions of the 1998 Act were transitioned to the equivalent provisions of the 2001 Act. See those tables for continuing rates.

Maximum weekly compensation payment

This table shows the maximum amount we can pay in weekly compensation to any client, as a weekly payment.

Dates applicable			
From	То	Increase	Amount
1 Jul 1999	31 Mar 2000	N/A	\$1,302.09
1 Apr 2000	31 Mar 2001	1.37%	\$1,319.93
1 Apr 2001	31 Mar 2002	1.62%	\$1,341.31

No further indexation applies

No indexation needs to be applied for this amount after the AC Act 2001 came into effect, because all cases calculated under the maximum provisions of the 1992 or 1998 Acts were transitioned to the equivalent provisions of the 2001 Act. See those tables for continuing rates.

Eligibility for loss of potential earnings

This table shows the maximum amount of weekly earnings a client can have, to be considered eligible for compensation for loss of potential earnings (LOPE).

Client under age 20

Dates applicable			
From	То	Increase	Amount
1 Jul 1999	30 Jun 2000	N/A	\$216.47
1 Jul 2000	20 1 2004	Special (The basic increase rate was 1.17%, but this amount also had a special adjustment, which meant the effective increase rate was 1.37%)	\$222.01
1 Jul 2001	31 Mar 2002	1.78%	\$225.96

Client age 20 and over

Dates applicable			
From	То	Increase	Amount
1 Jul 1999	30 Jun 2000	N/A	\$280.00
1 Jul 2000	30 Jun 2001	1.44%	\$284.03
1 Jul 2001	31 Mar 2002	1.78%	\$289.09

No further indexation applies

No indexation needs to be applied for this amount after the AC Act 2001 came into effect, because all cases calculated under the minimum and LOPE provisions of the 1992 or 1998 Acts were transitioned to the equivalent provisions of the 2001 Act. See those tables for continuing rates.

Note also that the age limit for these entitlements was reduced from 20 years to 18 years from 1 April 2002.

Payment for loss of potential earnings

This table shows the amount of weekly compensation payable to a client who is eligible for compensation for LOPE.

Client under age 20

Dates appl	icable)		
From	То	Increase	Amount	80%
1 Jul 1999	30 Jun 2000	N/A	\$224.00	\$179.20
1 Jul 2000	30 Jun 2001	0%	\$224.00	\$179.20
1 Jul 2001	31 Mar 2002	Special	\$225.96	\$180.77

Client age 20 and over

Dates applicable				
From	То	Increase	Amount	80%
1 Jul 1999	30 Jun 2000	N/A	\$280.00	\$224.00
1 Jul 2000	30 Jun 2001	1.44%	\$284.03	\$227.22
1 Jul 2001	31 Mar 2002	1.78%	\$289.09	\$231.27

Abatement (24 per cent figure)

This table shows the amount of earnings that is free of abatement, when calculating the level of abatement for post capacity earnings.

Dates applic	cable		
From	То	Increase	Amount
1 Jul 1999	31 Oct 1999	N/A	\$55.25
1 Nov 1999	30 Jun 2000	1.37%	\$56.01
1 Jul 2000	30 Jun 2001	1.17%	\$56.67
1 Jul 2001	31 Mar 2002	1.78%	\$57.68

Note:

For any period of post-incapacity earnings on or after 1 April 2002, please refer to those tables.

Abatement (56 per cent figure)

This table shows the amount used in the abatement calculation, to determine the level of reduction to be applied.

Dates applicable			
From To		Increase	Amount
1 Jul 1999	31 Oct 1999	N/A	\$88.36

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Dates applicable			
From	То	Increase	Amount
1 Nov 1999	30 Jun 2000	1.37%	\$89.57
1 Jul 2000	30 Jun 2001	1.17%	\$90.62
1 Jul 2001	31 Mar 2002	1.78%	\$92.23

Note:

For any period of post-incapacity earnings on or after 1 April 2002, please refer to those tables.

Weekly compensation indexation (2001 Act) Introduction

Percentage increases

Apply the indexation amounts shown in the following table if the client was either:

- entitled to receive weekly compensation continuously since 31 December before the indexation date, or
- entitled to receive weekly compensation for any 26 weeks or part weeks in the 52 weeks before the indexation date.

The indexation rate does not apply to minimum weekly compensation under the IPRC (Indexation) Regulations 2002.

Indexation date	Percent increase	
1 July 2002	2.11%	
1 July 2003	2.26%	
1 July 2004	2.21%	
1 July 2005	2.54%	
1 July 2006	3.31%	
1 July 2007	3.11%	
1 July 2008	3.45%	
1 July 2009	3.33%	
1 July 2010	1.50%	
1 July 2011	1.88%	
1 July 2012	2.04%	
1 July 2013	1.81%	
1 July 2014	1.59%	
1 July 2015	1.66%	
1 July 2016	1.63%	
1 July 2017	1.69%	
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Indexation date	Percent increase
1 July 2018	1.84%
1 July 2019	1.98%
1 July 2020	2.53%
1 July 2021	1.65%
1 July 2022	3.00%

Minimum earner rate (fulltime earners under 18)

This table shows the weekly compensation payable to a client under the age of 18, who is entitled to the minimum payment on the basis they qualify either as:

- a fulltime earner
- · as liable to pay the minimum earner premium.

Dates applicable				
From	То	Derived from	Weekly earnings	Base weekly compensation
1 April 2002	30 June 2002	Invalid's Benefit	\$230.01	\$184.00
1 July 2002	30 June 2003	Minimum wage	\$256.00	\$204.80
1 July 2003	30 June 2004	Minimum wage	\$272.00	\$217.60
1 July 2004	30 June 2005	Minimum wage	\$288.00	\$230.40
1 July 2005	30 June 2006	Minimum wage	\$308.00	\$243.20
1 July 2006	30 June 2007	Minimum wage	\$328.00	\$262.40
1 July 2007	30 June 2008	Minimum wage	\$360.00	\$288.00
1 July 2008	30 June 2009	Minimum wage	\$480.00	\$384.00
1 July 2009	30 June 2010	Minimum wage	\$500.00	\$400.00
1 July 2010	30 June 2011	Minimum wage	\$510.00	\$408.00
1 July 2011	30 June 2012	Minimum wage	\$520.00	\$416.00
1 July 2012	30 June 2013	Minimum wage	\$540.00	\$432.00
1 July 2013	30 June 2014	Minimum wage	\$550.00	\$440.00
1 July 2014	30 June 2015	Minimum wage	\$570.00	\$456.00
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Dates applicable				
From	То	Derived from	Weekly earnings	Base weekly compensation
1 July 2015	30 June 2016	Minimum wage	\$590.00	\$472.00
1 July 2016	30 June 2017	Minimum wage	\$610.00	\$488.00
1 July 2017	30 June 2018	Minimum wage	\$630.00	\$504.00
1 July 2018	30 June 2019	Minimum wage	\$660.00	\$528.00
1 July 2019	30 June 2020	Minimum wage	\$708.00	\$566.40
1 July 2020	30 June 2021	Minimum wage	\$756.00	\$604.80
1 July 2021	30 June 2022	Minimum wage	\$800.00	\$640.00
1 July 2022	31 March 2023	Minimum wage	\$848.00	\$678.40
1 April 2023	31 March 2024	Minimum Wage	\$908.00	\$726.40

An amendment to the Minimum Wage Act removed 'youth rates', followed by an amendment to the Accident Compensation Act: consequently, from 1 July 2008 there is no longer a different minimum earner rate for full-time earners under 18.

From 1 April 2023, an amendment to the Accident Compensation Act changed the date on which the new minimum rate of weekly compensation takes effect.

Minimum earner rate (fulltime earners aged 18 or over)

This table shows the weekly compensation payable to a client aged 18 or over, who is entitled to the minimum payment on the basis that they qualify either as:

- a fulltime earner
- liable to pay the minimum earner premium
- a potential earner.

These figures are based on the minimum wage rate.

Dates applicable					
From	То	Weekly earnings	Base weekly compensation		
1 April 2002	30 June 2002	\$308.00	\$246.40		
1 July 2002	30 June 2003	\$320.00	\$256.00		
1 July 2003	30 June 2004	\$340.00	\$272.00		
1 July 2004	30 June 2005	\$360.00	\$288.00		
1 July 2005	30 June 2006	\$380.00	\$304.00		
1 July 2006	30 June 2007	\$410.00	\$328.00		
1 July 2007	30 June 2008	\$450.00	\$360.00		
1 July 2008	30 June 2009	\$480.00	\$384.00		
1 July 2009	30 June 2010	\$500.00	\$400.00		
1 July 2010	30 June 2011	\$510.00	\$408.00		
1 July 2011	30 June 2012	\$520.00	\$416.00		
1 July 2012	30 June 2013	\$540.00	\$432.00		
1 July 2013	30 June 2014	\$550.00	\$440.00		
1 July 2014	30 June 2015	\$570.00	\$456.00		
1 July 2015	30 June 2016	\$590.00	\$472.00		
1 July 2016	30 June 2017	\$610.00	\$488.00		
1 July 2017	30 June 2018	\$630.00	\$504.00		
1 July 2018	30 June 2019	\$660.00	\$528.00		
1 July 2019	30 June 2020	\$708.00	\$566.40		
1 July 2020	30 June 2021	\$756.00	\$604.80		
1 July 2021	30 June 2022	\$800.00	\$640.00		
1 July 2022	31 March 2023	\$848.00	\$678.40		
1 April 2023	31 March 2024	\$908.00	\$726.40		

Maximum weekly compensation payment

This table shows the maximum amount we can pay in weekly compensation to any client, as a weekly payment.

Dates applicable				
From	То	Increase	Amount	
1 April 2002	30 June 2003	N/A	\$1,365.05	
1 July 2003	30 June 2004	3.9%	\$1,418.29	
1 July 2004	30 June 2005	2.21%	\$1,449.63	
1 July 2005	30 June 2006	2.54%	\$1,486.45	
1 July 2006	30 June 2007	3.31%	\$1,535.65	
1 July 2007	30 June 2008	3.11%	\$1,583.41	
1 July 2008	30 June 2009	3.45%	\$1,638.04	
1 July 2009	30 June 2010	3.33%	\$1,692.59	
1 July 2010	30 June 2011	1.50%	\$1,717.98	
1 July 2011	30 June 2012	1.88%	\$1,750.28	
1 July 2012	30 June 2013	2.04%	\$1,785.99	
1 July 2013	30 June 2014	1.81%	\$1,818.32	
1 July 2014	30 June 2015	1.59%	\$1,847.23	
1 July 2015	30 June 2016	1.66%	\$1,877.89	
1 July 2016	30 June 2017	1.63%	\$1,908.50	
1 July 2017	30 June 2018	1.69%	\$1,940.75	
1 July 2018	30 June 2019	1.84%	\$1,976.46	
1 July 2019	30 June 2020	1.98%	\$2,015.59	
1 July 2020	30 June 2021	2.53%	\$2,066.58	
1 July 2021	30 June 2022	1.65%	\$2,100.68	
1 July 2022	30 June 2023	3.00%	\$2,163.70	

Abatement

This table shows the earnings thresholds, when calculating the level of abatement for post-capacity earnings.

Dates applicable				
From	То	Increase	24% Amount	56% Amount
1 April 2002	30 June 2002	N/A	\$57.68	\$92.23
1 July 2002	30 June 2003	2.11%	\$58.90	\$94.18
1 July 2003	30 June 2004	2.26%	\$60.23	\$96.31
1 July 2004	30 June 2005	2.21%	\$61.56	\$98.44
1 July 2005	30 June 2006	2.54%	\$63.12	\$100.94
1 July 2006	30 June 2007	3.31%	\$65.21	\$104.28
1 July 2007	30 June 2008	3.11%	\$67.24	\$107.52
1 July 2008	31 July 2008	3.45%	\$69.56	\$111.23

An amendment to the Accident Compensation Act changed the abatement calculation from 1 August 2008, so that the '24% and 56%' calculation no longer occurs, and only the 'total earnings excess' calculation is performed.

Potential earner rate (aged 18 or over)

This table shows the weekly compensation payable to a client aged 18 or over, who qualifies as a potential earner. These figures are based on the minimum wage rate.

Dates applicable					
From	То	Weekly earnings	Base weekly compensation		
1 April 2002	31 June 2002	\$304.00	\$243.20		
1 July 2002	30 June 2003	\$320.00	\$256.00		
1 July 2003	30 June 2004	\$340.00	\$272.00		
1 July 2004	30 June 2005	\$360.00	\$288.00		
1 July 2005	30 June 2006	\$380.00	\$304.00		
1 July 2006	30 June 2007	\$410.00	\$328.00		
1 July 2007	30 June 2008	\$450.00	\$360.00		
1 July 2008	31 July 2008	\$480.00	\$384.00		
1 August 2008	30 June 2009	\$600.00	\$480.00		

Dates applicable					
From	То	Weekly earnings	Base weekly compensation		
1 July 2009	30 June 2010	\$625.00	\$500.00		
1 July 2010	30 June 2010	\$510.00	\$408.00		
1 July 2011	30 June 2012	\$520.00	\$416.00		
1 July 2012	30 June 2013	\$540.00	\$432.00		
1 July 2013	30 June 2014	\$550.00	\$440.00		
1 July 2014	30 June 2015	\$570.00	\$456.00		
1 July 2015	30 June 2016	\$590.00	\$472.00		
1 July 2016	30 June 2017	\$610.00	\$488.00		
1 July 2017	30 June 2018	\$630.00	\$504.00		
1 July 2018	30 June 2019	\$660.00	\$528.00		
1 July 2019	30 June 2020	\$708.00	\$566.40		
1 July 2020	30 June 2021	\$756.00	\$604.80		
1 July 2021	30 June 2022	\$800.00	\$640.00		
1 July 2022	31 March 2023	\$848.00	\$678.40		
1 April 2023	31 March 2024	\$908.00	\$726.40		

From 1 August 2008 until 30 June 2010, an amendment to the Accident Compensation Act provided for the potential earner weekly earnings rate to effectively be 100% of the minimum weekly earnings rate so, in effect, the client is paid weekly compensation equal to the minimum wage.

From 1 July 2010, a further amendment to the Accident Insurance Act changed this rate back to 80% of the minimum weekly earnings rate. Existing clients continue to be paid at their current rate, however they are not eligible for yearly adjustments until their weekly compensation equals 80% of the minimum weekly earnings rate.

From 1 April 2023, an amendment to the Accident Compensation Act changed the date on which the new minimum rate of weekly compensation takes effect.