

If a claimant, the Commonwealth, a Commonwealth authority or a licensed corporation affected by the decision is dissatisfied with a reviewable decision, they can seek review of the decision by the Administrative Appeals Tribunal under s64 of the SRC Act.

The following information relates to claims decisions made by Comcare in 2008-09:

1. Comcare received 4,024 new claims seeking compensation for workplace injury or disease. In that period, Comcare did not accept liability in 22% of new claims received at the initial liability stage;
2. Comcare made 1,432 reviewable decisions under s62 of the SRC Act, of which 40% related to initial liability and 60% related to determination of benefits for previously accepted claims;
3. 505 Applications for Review of decisions made by Comcare were filed in the Administrative Appeals Tribunal (AAT); and
4. 676 Applications for Review of decision made by Comcare were finalised in the Administrative Appeals Tribunal (this includes applications filed in previous years).

Data supplied by the AAT for applications finalised in 2008-09 is summarised at Table 1 below. It shows that 392 applications were finalised by consent, 182 applications were either withdrawn or dismissed prior to hearing and 102 applications proceeded to hearing by the Tribunal.

Of the 102 applications decided by the AAT, 56 resulted in Comcare's original decision being affirmed, with the remaining 46 being set aside or varied by the Tribunal.

Table 1: Outcome of claimant applications to the AAT 2008–09*

	No. of applications finalised	No. of original decisions affirmed	No. of original decisions set aside or varied	Affirmation rate
Applications heard and determined by the AAT	102	56	46	55%
Applications finalised by consent	392	81	311	21%
Applications dismissed by consent	4	4	n/a	n/a
Applications withdrawn by applicant	171	171	n/a	n/a
Other applications dismissed, etc	7	7	n/a	n/a
Outcomes of all applications	676	319	357	47%

* Based on data supplied from the AAT