



WORKERS HEALTH CENTRE

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Retirement Fact Sheet

RETIREMENT - Rights for Injured Workers

If a worker has a work-related injury or illness before they reach their retiring age, they are eligible for weekly payments until one year after they reach retiring age.

If a worker has a work-related injury or illness after they reach retiring age, they are eligible for weekly payments until one year after the first period of incapacity.

These are specified in S52 of the Workers Compensation Act 1987

Retiring Age

A worker's retiring age is the age at which the person would be eligible to receive an age pension under the Commonwealth Social Security Act 1991. For all workers born after 1 July 1952 the following retiring ages apply:

Born	Retiring Age
01 July 1952 to 31 December 1953	65 years and 6 months
01 January 1954 to 30 June 1955	66 years
01 July 1955 to 31 December 1956	66 years and 6 months

For workers born before 1 July 1952, different retirement ages apply depending on gender. Refer to the Commonwealth Social Security Guide for more information. <https://guides.dss.gov.au/guide-social-security-law/3/4/1/10>

Notice to workers over retirement age

The insurer is required to communicate regularly with the worker, employer and other relevant stakeholders throughout the life of the claim. SIRA expects insurers will provide workers with written notice at least 13 weeks before the cessation of benefits under this section. Workers affected by the 12-month limit to weekly payments after a worker reaches retirement age will be provided with appropriate notice prior to the cessation of weekly payments.

Useful links:

https://www.sira.nsw.gov.au/workers-compensation-claims-guide/understanding-the-claims-journey/claims-management-other/retirement_2/3

complaints@wiro.nsw.gov.au

For further information and advice contact the Workers Health Centre



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