

Workers Compensation Fact Sheet 2

What the employer has to do if a worker is injured?

- They must report the injury to the Scheme Agent within 48 hours.
- They must give the worker a claim form and advise who the agent is.
- They must provide the agent with accurate wage information so the agent pays the worker the correct amount if the worker misses work due to the injury.
- They must offer the worker suitable employment or suitable duties if the worker becomes fit for those duties and those duties are available at the workplace.
- It is unlawful for a worker to be dismissed within 6 months where a worker is not fit for employment as a result of the workplace injury.
- Once a worker is fit for some form of work the employer must organise a rehabilitation program for the worker (this is usually done by a rehabilitation provider who is appointed and paid by the Scheme agent) The worker can choose his/her own provider if they are not happy with the one appointed.



Disclaimer – “This material was developed by the Construction Forestry Mining and Energy Union as part of a project funded under the WorkCover NSW - WorkCover Assist Program. Any views expressed are not necessarily those of WorkCover NSW”