

# Senate Economics Legislation Committee

## Trade Practices Amendment (Liability for Recreational Services) Bill 2002

Submission No. 6

Submittor: The South Australian Country  
Women's Association  
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NON PROFIT

NON-PARTY POLITICAL

NON-SECTARIAN

12 November 2002

Dr Kathleen Dermody  
Committee Secretary  
Economics Committee  
Australian Senate  
Parliament House  
Canberra ACT 2600



Dear Dr Dermody

## Inquiry into the Trade Practices Amendment (Liability for Recreational Services Bill 2002)

The South Australian Country Women's Association Incorporated commend the proposal in the Bill to allow suppliers of 'recreational services' to limit their liability for death or personal injury arising from the supply of those services.

We suggest the following need to be included:

- To set maximum damages for pain and suffering in injury cases.
- To set maximum payments for total loss of earning capacity from the time of the injury.
- Allow adults to waive their right to sue when they take part in sport or recreational activities covered by a registered code of practice but not to waive the rights of their children or children in their care.
- Allow people to say sorry without it being taken as an admission of liability.
- Restrict claims where the person injured was intoxicated at the time of the incident.
- Cancel liability where a person is engaged in serious criminal activity.
- Protect Good Samaritans from being sued when they help in a medical emergency.
- Allow the courts to award structured settlements as an alternative to lump sum payments.

Thank you for the opportunity to give a written submission on this Bill.

Yours faithfully

Mary Shattock (Mrs)  
Deputy State President  
For: Betty Tothill (Mrs)  
STATE PRESIDENT

*Pride Loyalty Commitment*