

## Queensland Personal Injuries Proceedings Act time limits

The *Personal Injuries Proceedings Act* (Queensland) imposes certain time limits for the conduct of claims. This Fact Sheet provides a quick reference table of the time limits.

Section	Action	Time Limit
Section 9 (3)	Service of Part 1 Notice of Claim by Claimant	9 months after the day of the incident or symptoms of the injury become apparent OR 1 month after the claimant appoints a solicitor (whichever is the earlier).
Section 9 (3A)	Service of Part 2 Notice of Claim by Claimant	Served within 2 months of Part 1 Notice of Claim being compliant under section 10(1) OR the Notice of Claim is presumed to be compliant under section 13 (whichever is the earlier).
Section 10	Respondent gives notice as to whether correct respondent has been served	Within 1 month of service of the Notice of Claim.
Section 12	Respondent gives notice as to whether the Notice of Claim complies with section 9	Within 1 month of service of Part 1 Notice of Claim OR within 1 month of receiving a response to the Section 10 Notice.
Section 16 <sup>1</sup>	Seek any contribution / indemnity	3 months of receipt of a complying Part 1 Notice of Claim OR 7 days after the respondent identifies someone else as a contributor (whichever is later).  Must give a copy of the Contribution Notice to each other party within 7 days.
Section 17	Contributor's response	Serve within 1 month after receiving Contribution Notice.
Section 20	Respondent's duty to attempt resolution of claim. Admission or denial of liability notice	Serve within 6 months after respondent receives a complying Part 1 Notice of Claim.
Section 22	Request for documentation and information from claimant	Send any time upon request  Must receive response within 1 month. Can request response to be in the form of a statutory declaration.
Section 27 (subject to s30)	Respondent's Duty of Disclosure of documents and information to the claimant	Within 1 month of receiving a complying Part 1 Notice of Claim AND ongoing duty to disclose documents that come into its possession within 7 days.  Response to request for information required within 1 month and to be in a statutory declaration form if requested.

<sup>1</sup> This section refers to section 8 of the *Personal Injuries Proceedings Regulation 2014* (Qld).

Section	Action	Time Limit
Section 28 (subject to s30)	Respondent's Duty of Disclosure of documents and information to the contributor	Within 1 month of serving Contribution Notice. An ongoing duty to disclose documents and information that comes into its possession within 7 days.
Section 29 (subject to s30)	Contributors Duty to Disclose Documents to respondents	Within 1 month after being added as a contributor and an ongoing duty to disclose documents that come into its possession within 7 days.
Section 36	Having a Compulsory Conference	Any party may call a Compulsory Conference: (a) at a time and place agreed, OR (b) if 'relevant day' has passed, at a reasonable time and place nominated by a party. "Relevant Day" is the later of: <ul style="list-style-type: none"><li>▪ The day 6 months after the claimant gave the last respondent a complying Part 1 Notice of Claim, OR</li><li>▪ The day 6 months after the last respondent gives a Section 12 Notice to claimant.</li></ul>
Section 37	Certificate of Readiness and Costs Statement	At least 7 days before the Compulsory Conference is held.
Section 39 (subject to s40(4))	Mandatory final offers	Must be made if settlement is not reached at the Compulsory Conference OR within 14 days of agreeing to dispense with the conference. Offer must remain open for 14 days (s 40 (4)).
Section 42	Proceedings	Proceedings should be started within 60 days of the conclusion of the Compulsory Conference OR if a conference is dispensed with, within 60 days of later of: <ul style="list-style-type: none"><li>▪ The day 6 months after the claimant gives last respondent a complying Part 1 Notice of Claim, OR</li><li>▪ The date of the agreement or order to dispense with the conference.</li></ul>

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