

Motor Vehicle Accidents

6 Essential Requirements When Making an ICWA Claim



<https://foylelegal.com/>

Tel: 0408 727 343

Introduction

You may be entitled to compensation if you were injured in a motor vehicle accident and weren't entirely at fault. The Insurance Commission of Western Australia (ICWA) is the insurer for motor injury claims in WA. This checklist helps with legal requirements when making a motor injury claim with ICWA in WA!

Key Benefits

The main benefits of following the checklist are to ensure:

- You are legally complaint when making a motor injury claim
- Your claim is correctly lodged with ICWA
- Your claim is assessed within a reasonable timeframe
- You understand what is rightfully yours!

Please note - if you have made a road accident injury claim, you don't have to face it alone. Foyle Legal can guide you through the process! And, it's all without upfront legal fees for qualified clients.

Foyle Legal

Foyle Legal Team

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If you have any concerns regarding the content, please contact [Foyle Legal](#).

Free Claim Check

Use our [online claim checker](#) to confirm your eligibility for a motor injury claim in WA. Don't ignore this step! This is not a legal requirement, but it will help you to proceed with confidence.

[START FREE ONLINE CHECK NOW >>](#)

Find out where you stand in 30 seconds!

You don't need to leave the house – and there's no paperwork involved!

Crash Report

It is important to [properly report the crash and injuries resulting from the car crash](#). The crash should be reported as soon as practicable and police should be notified. When reporting the motor vehicle crash, to the extent possible, please provide the following information. This information will assist accident investigation and determination of liability.

- date, time and location of the crash
- license plate numbers of the vehicles
- names and addresses of all parties involved
- name and addresses of any witnesses

Please note - In some circumstances it is an offence not to report a crash if injury or property damage is involved.

Seek Medical Treatment

You should seek medical treatment as soon as practicable after the injury. When you are with a treatment provider, please inform them that your injury is a result of a motor vehicle accident. This step is not compulsory by law, but without it, it will be difficult to link your injury to the motor vehicle accident. In other words, it reduces your chance of getting the compensation you deserve!

Notice of Intention to Make Claim Form

The [Notice of Intention to Make Claim Form](#) is the applicable form for non-catastrophic injuries. If the motor vehicle accident has left you with catastrophic injury, please complete [Application Form Form for Catastrophic Injuries Support Scheme](#).

Please note - the catastrophic injuries support scheme is a different system to the normal at fault liability scheme. A determination of fault is not required when claiming support from catastrophic injuries support scheme.

Medical Information Disclosure Authority

The Insurance Commission manages your need for medical treatment based on the provision of medical reports. Medical records may be required to show you suffered injury as a result of the motor vehicle accident, rather than due to something else. If you want the Insurance Commission to obtain this information regarding this claim then you can complete a [Medical Information Disclosure Authority](#) together with the **Notice of Intention to Make Claim Form**.

Time Limit to Commence Legal Proceeding

The time limit or 'limitation period' to commence legal proceeding is 3 years from the date you sustain a not insignificant personal injury, usually the date of the accident. Injured people will lose their legal right to commence legal proceedings if they do not commence legal proceedings within the time limit. This 3 year time limit applies to both motor injury claim as well as fatal injury dependency claim (where the 3 year time period runs from the date of death).

Please note - different time limit applies if the injured person is younger than the age of 18 at the time of injury.

In some cases, where an injured person is outside of the limitation period, the Insurance Commission is willing to extend the time for commencing legal proceedings. If this applies to you, it is worth asking ICWA about their position.



Book Free Consultation!

Don't miss out on what is rightfully yours.

Don't Wait - Get Your Obligation Free Consultation Today!



<https://foylelegal.com/>

Tel: 0408 727 343

Main Office: 6/2 Carson Road, Malaga 6090

Perth Office: 8/146 Murray Street, Perth 6000