

EPISODE 5

Compensation explained – lump sum damages and common law claims

Episode summary

This episode explains how to pursue [common law damages](#) for serious injuries caused by someone else's negligence, including key legal tests, timeframes, and compensation types.

Key topics

Important timeframes:

- You have six years to commence a common law claim.
- Claims can only begin once your injury is considered medically stable.

Key legal components:

- Serious injury: Must meet strict legal definitions with medical evidence.
- Negligence: Must prove that someone else's carelessness caused your injury.

Types of [damages](#):

- Pain and suffering: Compensation assessed by the court based on past cases.
- Loss of Income: Covers financial loss after the first 18 months post-incident.

The role of lawyers:

- Common law claims are complex and require [skilled legal support](#) to prepare serious injury applications and guide you through court processes if necessary.

Key takeaway

Common law claims offer access to higher [compensation](#) but have strict requirements. [Expert legal advice](#) is essential.

Listen to learn

How common law claims work and what's required to pursue lump sum compensation for serious injury.

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