

AAI Limited ABN 48 005 297 807 T/A
Suncorp Technical Recoveries And
Settlements

80 Ann Street Brisbane City QLD Australia 4000
Level 23
Phone 02 8925 9801
ABN 48005297807



CLAIM DETAILS

** Claim M087111511 Policy No.	** Assessment party Third Party Cover Type Market Assessment Type Office Litigation Team	* Excess NIL Policy Inception Date
Assessment Category Division		
Special Instructions for Repairer		

INSPECTION DETAILS

At the repairer Address 25 Malvern Street Phone No.(W) 03 9729 9000	Suburb / Town Bayswater Fax 03 9720 5624	State/Territory VIC Mobile No.	Post Code 3153
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VEHICLE DETAILS

Authority Issued				
Make	Model	Series	Equip Level	Compliance Month/Year
TOYOTA COROLLA SX ZRE172R				
Body Type	Engine Size	Colour	Paint Group	Paint Code
4D SEDAN	4	BLUE	Metallic	
Rego Number	Expiry Date	Rego State	*Vehicle Condition	
1FG6YQ		VIC	Excellent	
Odometer	Transmission			
115247 km	CVT AUTO 7 SP SEQUENTIAL			
Engine Number	Tyre Serviceable		Brakes Serviceable	
	Yes		Unknown	
Depth Units		Axles Count		
mm		2		
Front	2(1L+1R)	L 3	R 3	
Rear	2(1L+1R)	L 3	R 3	
Vehicle ID				
QTC15A				
*VIN/Chassis Number				
MR053REH205277930				
DAMAGE LOCATION : Shade claim damage. circle and describe old damage. Also show direction of impact				
Type of Loss : Collision				
Non-Repairable Damage : No				
Vehicle moved : No				

*Repair	
R & R Labour	\$1,687.00
Repair Labour	\$1,197.00
Paint Labour	\$2,730.00
Mech. Labour	\$0.00
Misc. Labour	\$705.00
TOTAL LABOUR	\$6,319.00
Estimated Parts	\$569.88
(including Markup)	
Sublet	\$0.00
Net Total	\$6,888.88
GST	\$688.89
Total	\$7,577.77
Less ITC	
Less Excess	NIL
Less Contribution	
Estimated Total	\$7,577.77
Estimated Repair Reserve	
*Total Loss No	
Total Loss Date	
Sum Insured / Market Value	
Cover Type	Market
Market Value	\$18,680.00
*Book Values	
Trade Low	\$12,200.00
Trade	\$14,100.00
Retail	\$18,100.00
Avg.	km
*Total Settlement	
Settlement Amount	\$18,680.00
Salvage Value	\$2,655.00
TOTAL SETTLEMENT	\$18,680.00
Cash Settled	
Certificate of Compliance Required	
*Salvage Condition	

Assessor : AAMC
Assessor's Name : Spiros Nitsos
PO Box 5752 Brendale QLD 4500
0429 081 311

Date Owner Advised
Inspection Date 10/05/2024

Type of Loss : Collision
Incident Type Code : Impact (I)
Type of Total Loss:

Butterfly & Impact Codes

O - Old Damage
X - New Damage

1 PASSENGER FRONT	13 RIGHT REAR	25 B PILLAR DRIVER	37 SUSPENSION (DRIVER REAR)
2 DRIVER FRONT	14 WHOLE VEHICLE	26 C PILLAR PASSENGER	38 AIRBAG FRONT
3 DRIVER SIDE	15 FLOOR PAN (PASSENGER FR...	27 C PILLAR DRIVER	39 AIRBAG SIDE
4 DRIVER REAR B - LIGHT PANEL	16 FIRE WALL	28 D PILLAR PASSENGER	40 AIRBAG CURTAIN
5 PASSENGER REAR B - LIGHT PANEL	17 CHASSIS/STRUCTURAL RAIL...	29 D PILLAR DRIVER	41 SEAT BELT PRE-TENSIONER
6 PASSENGER SIDE	18 FLOOR PAN (DRIVER REAR)	30 ENGINE BLOCK (CRACKED, ...	42 BATTERY PACK
7 ENGINE	19 FLOOR PAN (DRIVER FRONT)	31 TRANSMISSION CASE	43 TOW POINT
8 ROOF	20 FLOOR PAN (PASSENGER RE...	32 DIFFERENTIAL CASE	44 AUX EQUIPMENT
9 INTERIOR	21 CHASSIS/STRUCTURAL RAIL...	33 AXLE HOUSING	45 HYDRAULIC OR OTHER LIFT...
10 FRONT	22 A PILLAR PASSENGER	34 SUSPENSION (PASSENGER F...	46 ROLL-OVER PROTECTIVE ST...
11 REAR	23 A PILLAR DRIVER	35 SUSPENSION (DRIVER FRONT)	
12 LEFT REAR	24 B PILLAR PASSENGER	36 SUSPENSION (PASSENGER R...	

**15 FLOOR PAN (PASSENGER FRONT)
**17 CHASSIS/STRUCTURAL RAILS (PASSENGER)

**20 FLOOR PAN (PASSENGER REAR)
**21 CHASSIS/STRUCTURAL RAILS (DRIVER)

**30 ENGINE BLOCK (CRACKED, FRACTURED)
**34 SUSPENSION (PASSENGER FRONT)

**36 SUSPENSION (PASSENGER REAR)

ASSESSOR COMMENT (NOT VISIBLE TO THE REPAIRER)

Australian Accident Management Commercial Pty Ltd
Level 1 Building 4, 205-215 South Pine Rd QLD 4500

This Report and acknowledgment is the expert witness report of Spiros Nitsos

I have read the Magistrates Court of Victoria Expert Witness Code of Conduct (Which is attached – attachment 1) and I agree to be bound by it.

My qualifications and experience are attached to this acknowledgement.

I have been advised that motor vehicle registered number 1FG6YG was damaged in a motor vehicle collision on or about 19/4/2024 and asked to inspect and prepare an assessment report according to my findings.
I can advise that I inspected the vehicle on 10/5/2024 and subsequently prepared the assessment report and associated repair costs based on my findings and my industry experience.
Inspection was carried out at Sheen Bayswater.

VEHICLE DESCRIPTION AND VALUE
The vehicle is the 7/2015 Toyota Corolla.
The Vehicle is in above average pre-accident condition.
I estimate the fair market value to be \$18680.00
The fair market value does not include stamp duty and transfer fees.
Salvage value at time of loss \$2655.00

DAMAGES SUSTAINED
The Vehicle has been repaired prior to my inspection.

REPAIR WORK COMPLETED
I have reviewed the Estimate Number 45026 that was submitted by Sheen Bayswater and note the following:

REMOVE AND REFIT LABOUR
I have adjusted this segment to reflect fair and reasonable Remove and Refit labour operations that are based on photographic evidence supplied, and consistent with my recent industry experience for similar labour operations.

REPAIR LABOUR

I have made the necessary adjustments as required. I have made amendments to this segment to reflect costs that I believe are fair and reasonable based on photographic evidence supplied and my recent industry experience for similar labour operations.

PAINT LABOUR

It is my expert opinion that Paint costs are excessive, and I have made several adjustments to this segment. I have made amendments to this segment that reflect costs I believe are fair and reasonable and based on photographic evidence supplied, along with my recent industry experience for similar paint labour operations.

PARTS AND MISCELLANEOUS ITEMS

All Parts appear to have been replaced as stated on the attached Repair Estimate.

Some adjustments were made to the miscellaneous segment to reflect costs that are consistent with my recent industry experience for similar operations.

QUANTUM

I have contacted the repairer and asked if there are any outstanding supplementary estimates pending on this claim. Repairer has advised: NO. My assessment of fair and reasonable repair costs based on my Re-inspection report is \$7577.77 inclusive of GST. Adjustments have not been discussed with the repairer.

REPAIR TIME REQUIRED

I estimate the repair time for this type of repair process would be 5 working days. This is based on my recent industry experience and has not been discussed with the Repairer.

GENERAL COMMENTS

I reserve the right to request a second inspection opportunity if additional documentation and photos become available after my initial inspection. I also reserve the right to amend my report once additional information becomes available.

If you have any further queries, please do not hesitate to contact our office.

Spiros Nitsos
AUSTRALIAN ACCIDENT MANAGEMENT COMMERCIAL

REPAIRER DETAILS

Sheen Panel Service Bayswater			
ABN	ACN	License No.	
37576633575			
Address	Suburb / Town	State/Territory	Post Code
25 Malvern Street 25 Malvern Street	Bayswater	VIC	3153
Phone No.	Fax	Mobile No.	
03 9729 9000	03 9720 5624		
E-mail			
bayswater@sheengroup.com.au			

ASSESSMENT DETAILS

Inspection Type	Post Repair	Assessment Type	
		Inspection Date	10/05/2024
Assessor	AAMC		
ABN	51 101 934 801		
Assessor Name	Spiros Nitsos		
Address			
Suburb			
State/Territory			
Country	AUSTRALIA		
Post Code			
Mobile No.			
Phone No.(H)			
Phone No.(W)	0429 081 311		
Email	spiros.nitsos@aamc.com.au		
Fax	07 3889 7471		
Estimate No.		Assessed	Yes
Quote Date	17/05/2024	Authority Issued	No
		Assessed Date	17/05/2024
		Issued Date	
		Amount	\$7577.77
		Authorised Labour Amount	
Assessment Type		Type of Loss	Collision
Inspection Date	10/05/2024	Salvage Value	\$2655.00
Inspection Type	Post Repair	Out Date	
In Date		Owner Contribution	
Estimated days to repair		Owner Advised	
Non-Repairable Damage	No	Assessor Reserve	
Total Loss	No	Manufactures Data Ref.	CURRENT INDUSTRY REPAIR STANDARDS
		Total Loss Date	
Salvage Reference		Vehicle pick up Date/Time	

Sheen Panel Service Bayswater

25 Malvern Street
Bayswater VIC Australia 3153
Phone No.(w) 03 9729 9000
Fax 03 9720 5624
ABN 37576633575

Contact SHEEN BAYSWATER
Contact No.

Estimate No.

Remove & Replace

Quoted Rate \$0.00		Assessed Rate \$0.00		OK	
Description	Assessor Note	Est. Hours	Ass. Hours	Est. \$	Ass. \$ Ass.
Remove & Replace All		0.00	0.00	\$2730.00	\$1687.00 ↓
Total		0.00	0.00	\$2730.00	\$1687.00

Repair

Quoted Rate \$0.00		Assessed Rate \$0.00		OK	
Description	Assessor Note	Est. Hours	Ass. Hours	Est. \$	Ass. \$ Ass.
Repair All		0.00	0.00	\$2100.00	\$1197.00 ↓
Total		0.00	0.00	\$2100.00	\$1197.00

Paint

Quoted Rate \$0.00		Assessed Rate \$0.00		OK	
Description	Assessor Note	Est. Hours	Ass. Hours	Est. \$	Ass. \$ Ass.
Paint All		0.00	0.00	\$4964.00	\$2730.00 ↓
Total		0.00	0.00	\$4964.00	\$2730.00

Mechanical

Quoted Rate \$0.00		Assessed Rate \$0.00		OK	
Description	Assessor Note	Est. Hours	Ass. Hours	Est. \$	Ass. \$ Ass.
Mechanical All		0.00	0.00	\$0.00	\$0.00 OK
Total		0.00	0.00	\$0.00	\$0.00

Miscellaneous

Quoted Rate \$0.00		Assessed Rate \$0.00		OK	
Description	Assessor Note	Est. Hours	Ass. Hours	Est. \$	Ass. \$ Ass.
Miscellaneous All		0.00	0.00	\$1115.00	\$705.00 ↓
Total		0.00	0.00	\$1115.00	\$705.00

Total Labour 0.00 0.00 \$10909.00 \$6319.00

Parts

Description	Assessor Note	Part No	Src	Qty	Est. \$	MUE	Ass. \$	MUA Ass.
Other		✓	OEM	1	\$569.88	%0.00	\$569.88	OK
Total					\$569.88	\$0.00	\$569.88	\$0.00
Total (with Markup)					\$569.88		\$569.88	

Sublet

Description	Assessor Note	Est. \$	Ass. \$ Ass.
		0.00	0.00 OK
Total		\$0.00	\$0.00

Net Total \$11478.88 \$6888.88

Original

	Quoted	Ass.	Adj.
R & R	\$2730.00	\$1687.00	\$1043.00
Repair	\$2100.00	\$1197.00	\$903.00
Paint	\$4964.00	\$2730.00	\$2234.00
Mech.	\$0.00	\$0.00	\$0.00
Mis.	\$1115.00	\$705.00	\$410.00
Total Labour	\$10909.00	\$6319.00	\$4590.00
Parts	\$569.88	\$569.88	\$0.00
M/U	\$0.00	\$0.00	\$0.00
Sublet	\$0.00	\$0.00	\$0.00
Net Total	\$11478.88	\$6888.88	\$4590.00
GST 10.00 %	\$1147.89	\$688.89	\$459.00

Total	\$12626.77	\$7577.77	\$5049.00
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Total	Quoted	Ass.	Adj.
Total Labour	\$10,909.00	\$6,319.00	\$4,590.00
Total Parts	\$569.88	\$569.88	\$0.00
Net Total	\$11,478.88	\$6,888.88	\$4,590.00
GST	\$1,147.89	\$688.89	\$459.00
Total	\$12,626.77	\$7,577.77	\$5,049.00

Repairer

SHEEN PANEL SERVICE (BAYSWATER) -

Phone , Fax , Email admin.bayswater@sheengroup.com.au**ESTIMATE ASSESSED - BEN COOPER**

WAFAA HAIDAR C/- AANDI LAWYERS

Owner

Vehicle 07/2015-Toyota Corolla

Reg No 1FG6YQ

Claim # 37589

Our Ref 2883455

Quote No 45026

Assessor BEN COOPER

RR: (\$140)

	Hrs	Adj
1. JACK & SUPPORT OH & S COMPLIANT	1.00	0.50 35
2. DISCONNECT & RECONNECT BATTERY TERMINALS	0.50	0.30 14
3. INC ATTACH ANTI ZAPS	\$0.00	
4. L/H/R ROAD WHEEL & RETENTION NUTS	0.30 28	
5. L/H/R QUARTER ARCH LINER & RETAINERS	0.30 28	
6. R/H/R ROAD WHEEL & RETENTION NUTS	0.30 28	
7. R/H/R QUARTER ARCH LINER & RETAINERS	0.30 28	
8. NECBOOT TRIMS & FITTINGS	3.50 210	
9. BOOT LID APERTURE SEAL & RESEAL	0.50	0.30 35
10. L/H/R TAIL LAMP & RESEAL	0.30 35	
11. R/H/R TAIL LAMP & RESEAL	0.30 35	
12. REAR B/BAR D&A & RESHELL	2.50	1.80 210
13. REAR PARKING SENSORS INC RETRACE & TEST	0.80 70	
14. REAR REINFORCEMENT & BRACKETS	0.50 35	
15. BEAVER PANEL HARDWARE & FITTINGS	0.40 56	
16. BOOT LID D&A & TAKE OFF	4.50	3.50 280
17. BOOT LID BADGES	0.50 35	
18. INC PHOTO TEMPLATE & STENCIL	\$0.00	
19. INC CLEAN GLUE RESIDUE	\$0.00	
20. REAR REVERSE CAMERA INC RETRACE OPTICAL CABLE	0.80	0.60 70
21. BOOT LID APERTURE HARDWARE & FITTINGS	0.40 35	
22. R/H/R QUARTER & DROP PANEL HARDWARE & FITTINGS	0.40 35	
23. ROPE & BACK MASK REAR SCREEN	0.80 70	
24. R/H/R DOG LEG DECAL	0.40 35	
25. INC CLEAN GLUE RESIDUE	\$0.00	
26. INC PHOTO TEMPLATE & STENCIL	\$0.00	
27. R/H/R DOOR WINDLACE SEAL & RESEAL	0.50	0.30 35
28. TO PAINT CANT RAIL	\$0.00	
29. R/H TURRET MOULD & RESEAL	0.30 35	
30. R/H/F DOOR WINDLACE SEAL & RESEAL	0.50	0.30 35
31. TO PAINT CANT RAIL	\$0.00	
32. R/H/F MIRROR EXTENTION COVER & CLIPS	0.30 35	
33. ROPE & BACK MASK FRONT SCREEN	0.80 70	
34. WORKBAY SET UP	1.00 70	

SubTotal Hrs 22.70 19.50

SubTotal \$ \$3,178.00 \$2,730.00

Repair: (\$140)

	Hrs	Adj
35. CAVITY WAX	0.50 35	
36. TEMPLATE MEASURE & DRILL SENSOR HOLES	2.00 140	
37. BOOT LID	4.00 140	

38. SEAM SEALER	0.50 70	
39. PROOFCOTE	0.50 42	
40. R/H/R QUARTER PANEL	2.00 140	
41. BEAVER PANEL	4.00 280	
42. TRIAL FIT & ALIGN NEW & REPAIRED PANELS	1.50 140	
43. RESET LOCKS, HINGES & STRIKERS	1.50 140	
44. RECREATE FACTORY TEXTURES & STONE GUARD	1.50 70	

SubTotal Hrs	15.00	▶	15.00
SubTotal \$	\$2,100.00	▶	\$2,100.00

Paint: (\$170)

	Hrs		Adj
45. OVEN ALLOWANCE	1.50 112		
46. MIX AND MATCH	1.00 70		
47. REAR B/BAR	3.50 420		
48. REAR PARKING SENSORS	1.00 140		
49. BEAVER PANEL	2.50 280		
50. BOOT LID	1.50	▶	3.50 420
51. BOOT LID APERTURE	2.50	▶	2.00 140
52. R/H/R QUARTER PANEL	1.50	▶	3.50 420
53. R/H SILL PANEL	2.00 140		
54. R/H CANT RAIL & WINDSCREEN PILLAR	2.00 140		
55. DENIB, CUT & POLISH	3.50 280		
56. FINE MASK, WET SAND & POLISH APERTURES	2.50 140		
57. BRUSH TOUCH REMOVED NUTS & BOLTS	0.50 14		
58. TOXIC WASTE DISPOSAL	0.20 14		
59. Toxic waste is all our waste paint, thinners, hardeners and pps cups.	\$0.00		

SubTotal Hrs	31.70	▶	29.20
SubTotal \$	\$5,389.00	▶	\$4,964.00

Total Labour Hrs	69.40	▶	63.70
Total Labour	\$10,667.00	▶	\$9,794.00

Part:

	\$		Adj
60. R/H/R BAR GUIDE New - 5257502140	\$139.48		
61. REAR B/BAR New - 521590Z906	\$301.12		
62. R/H/R DOG LEG DECAL New - 5874102200	\$26.54		
63. BOOT LID BADGE COROLLA New - 7544202320	\$52.79		
64. BOOT LID BADGE LOGO New - 9097502063	\$49.95		
SubTotal \$	\$569.88	▶	\$569.88

Other:

	\$		Adj
66. ENVIRONMENTAL LEVY	\$35.00 10		
67. PLASTIC SEAT COVER & FLOOR MAT	\$35.00		
68. WORKSHOP SUPPLIES & SUNDRIES	\$80.00 50		
69. WAX/SEAL/SPRAY (FACTORY SPECS)	\$80.00 50		
70. DECONTAMINATE VEHILCE	\$140.00 70		
71. HOIST & UNDERBODY INSPECTION	\$140.00 70		
72. ROAD TEST FOR NOISE & VIBRATION	\$140.00 70		
73. ELECTRICAL CHECK & RESET ONBOARDS	\$150.00	▶	\$140.00
74. COMMERCIAL CAR WASH & DETAIL	\$150.00	▶	\$140.00
75. WATER/DRIP TEST	\$140.00 70		
76. CARBON OFFSET LEVY	\$45.00		
77. The offset of carbon and all hazardous emissions produced whilst repairing motor vehicles,	\$0.00	▶	\$0.00
78. the infrared lights and VOC emissions via the operation of the spray booth.	\$0.00	▶	\$0.00

SubTotal \$	\$1,135.00	▶	\$1,115.00
Total	\$12,371.88	▶	\$11,478.88
GST	\$1,237.19	▶	\$1,147.89
Grand Total	\$13,609.07	▶	\$12,626.77

Assessor's comment

BEN COOPER, , ben@vmla.com.au, ,



AAMC Calculation Sheet

Claim No:

\$1.00			\$1.00	\$1.00				
R&R item	R&R item	R&R item	Repair	Paint	Mechanical	Parts	Parts	Misc
35.00			35.00	112.00		569.88		10.00
14.00			140.00	70.00				35.00
28.00			140.00	420.00				50.00
28.00			70.00	140.00				50.00
28.00			42.00	280.00				70.00
28.00			140.00	420.00				70.00
210.00			280.00	140.00				70.00
35.00			140.00	420.00				140.00
35.00			140.00	140.00				140.00
35.00			70.00	140.00				70.00
210.00				280.00				
70.00				140.00				
35.00				14.00				
56.00				14.00				
280.00								
35.00								
70.00								
35.00								
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70.00								
35.00								
35.00								
35.00								
35.00								
70.00								
70.00								

Supplementary:

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Sub-Total

\$ 1,687.00	\$ 1,197.00	\$ 2,730.00	\$ -		\$ 569.88	\$ 705.00
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Towing	
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Assessor Notes:

Assessed by:

R&R Labour	\$	1,687.00
Repair Labour	\$	1,197.00
Paint Labour	\$	2,730.00
Total Labour	\$	5,614.00
Mechanical	\$	-
Parts	\$	569.88
Miscellaneous	\$	705.00
Towing	\$	-
Sub-Total pre GST	\$	6,888.88
GST	\$	688.89
TOTAL INC GST	\$	7,577.77
Original Quote	\$	-
Ammended Quote	\$	7,577.77
Difference b/w Quotes	-\$	7,577.77



Search Result List Model Pricing



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2015 TOYOTA COROLLA SX ZRE172R 4D SEDAN INLINE 4 1798 cc MPFI CVT AUTO 7 SP SEQUENTIAL

DATE	New Price	Trade Low	Trade	Retail	Avg KMS
April , 2024	\$25,240	\$12,300	\$14,200	\$18,200	131000
March , 2024	\$25,240	\$12,300	\$14,200	\$18,200	130000
February , 2024	\$25,240	\$12,400	\$14,300	\$18,300	128000
January , 2024	\$25,240	\$12,500	\$14,400	\$18,400	127000
December , 2023	\$25,240	\$12,500	\$14,400	\$18,400	126000
November , 2023	\$25,240	\$12,500	\$14,400	\$18,500	125000
October , 2023	\$25,240	\$12,500	\$14,500	\$18,600	124000
September , 2023	\$25,240	\$12,500	\$14,500	\$18,600	123000
August , 2023	\$25,240	\$13,800	\$16,000	\$20,200	121000
July , 2023	\$25,240	\$13,800	\$16,000	\$20,300	120000
June , 2023	\$25,240	\$13,800	\$16,000	\$20,300	119000
May , 2023	\$25,240	\$13,900	\$16,100	\$20,400	118000
1 2 3 4 5					

Pricing History & KM adjustment

Select Year and Month for historic value then add Actual Kms then press Tab

Select Year2024▼

Select MonthApril▼

Average KM131,000

Enter Actual KM115X1000 km

Adjusted values for Kms Travelled: 115000

	New Price	Trade Low	Trade	Retail
KM Adjustment		\$144	\$240	\$480
Adjusted Values	\$25,240	\$12,444	\$14,440	\$18,680
Prices are Inclusive of GST				

Disclaimer Privacy Statement Terms and Conditions Contact us

Expert Witness Credentials

Name:	Spiros Nitsos
Company:	Australian Accident Management Commercial

Summary

My credentials as an expert witness qualify me to give testimony based on my specialist knowledge in the vehicle accident, repair and insurance industry. In acting for the court only, after evaluation of all relevant case documents and related facts of the particular matter, I will provide testimony or opinion based on my knowledge, expertise and experience and communicate technical issues to counsel and court in such a manner as to be understood without being construed toward either the plaintiff or defendant.

Qualifications and Experience

I have been directly involved in the Collision Repair and Insurance industry for 32 and my qualifications and industry experience are outlined as follows:

Qualifications

- Cert IV in Vehicle Loss Assessing
- ICar Trained
- Qualified Panel Beater

Experience

No of Years	Position
7 Years	Vehicle Loss Assessor - Australian Accident Management Commercial
4 Years	Vehicle Loss Assessor – Allianz Insurance
4 Years	Vehicle Loss Assessor – Youi Insurance
2 Years	Senior Vehicle Loss Assessor – Freemans Assessing
4 Years	Vehicle Loss Assessor – AAMI Insurance
10 Years	Panel Beater/Including Estimator for 2 years

I confirm that the information detailed above is a true and accurate representation of my qualifications and experience. I acknowledge that in acting as an expert witness I will abide by the Expert Witness Code of Conduct and that my testimony will be truthful, thorough and impartial.

Name:	Spiros Nitsos
--------------	----------------------

Signature:	Spiros Nitsos		
Date:	2024		
Contact:	Mob: 0429 081 311	Email:	

Form 44A

Rule 44.01

EXPERT WITNESS CODE OF CONDUCT

Application of Code

- 1 This Code of Conduct applies to any expert witness engaged or appointed:
 - (a) to provide an expert's report for use as evidence in proceedings or proposed proceedings; or
 - (b) to give opinion evidence in proceedings or proposed proceedings.

General duties to the Court

- 2 An expert witness is not an advocate for a party and has a paramount duty, overriding any duty to the party to the proceedings or other person retaining the expert witness, to assist the Court impartially on matters relevant to the area of expertise of the witness.

Content of report

- 3 Every report prepared by an expert witness for the use in Court shall clearly state the opinion or opinions of the expert and shall state, specify or provide:
 - (a) the name and address of the expert;
 - (b) an acknowledgement that the expert has read this code and agrees to be bound by it;
 - (c) the qualifications of the expert to prepare the report;
 - (d) the assumptions and material facts on which each opinion expressed in the report is based (a letter of instructions may be annexed);
 - (e) the reasons for and any literature or other materials utilised in support of each such opinion;
 - (f) (if applicable) that a particular question, issue or matter falls outside the expert's field of expertise;
 - (g) any examinations, tests or other investigations on which the expert has relied, identifying the person who carried them out and that person's qualifications;
 - (h) to the extent to which any opinion which the expert has expressed involves the acceptance of another person's opinion, the identification of that other person and opinion expressed by that other person;
 - (i) a declaration that the expert has made all the inquiries which the expert believes are desirable and appropriate, (save for any matters identified explicitly in the report) and that no matters of significance which the expert regards as relevant have, to the knowledge of the expert, been withheld from the Court;
 - (j) any qualification of an opinion expressed in the report without which the report is or may be incomplete or inaccurate;

- (k) whether any opinion expressed in the report is not a concluded opinion because of insufficient research or insufficient data or for any other reason; and
- (l) where the report is lengthy or complex, a brief summary of the report at the beginning of the report.

Supplementary report following change of opinion

- 4 Where an expert witness has provided to a party (or that party's legal representative) a report for use in Court, and the expert thereafter changes his or her opinion on a material matter, the expert shall forthwith provide to the party (or that party's legal representative) a supplementary report which shall state, specify or provide the information referred to in paragraphs (a), (d), (e), (g), (h), (i), (j), (k) and (l) of clause 3 of this code and, if applicable, paragraph (f) of that clause.
- 5 In any subsequent report (whether prepared in accordance with clause 4 or not) the expert may refer to material contained in the earlier report without repeating it.

Duty to comply with the Court's directions

- 6 If directed to do so by the Court, an expert witness shall:
 - (a) confer with any other expert witness;
 - (b) provide the Court with a joint report specifying (as the case requires) matters agreed and matters not agreed and the reasons for the experts not agreeing; and
 - (c) abide in a timely way by any direction of the Court.

Conference of experts

- 7 Each expert witness shall:
 - (a) exercise his or her independent judgment in relation to every conference in which the expert participates pursuant to a direction of the Court and in relation to each report thereafter provided, and shall not act on any instruction or request to withhold or avoid agreement; and
 - (b) endeavour to reach agreement with the other expert witness (or witnesses) on any issue in dispute between them, or failing agreement, endeavour to identify and clarify the basis of disagreement on the issues which are in dispute.

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