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1972, No. 133

An Act to amend the Social Security Act 1964

[20 October 1972]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Social Security Amendment Act 1972, and shall be read together with and deemed part of the Social Security Act 1964 (hereinafter referred to as the principal Act).

PART I**MONETARY BENEFITS**

2. Interpretation—(1) Subsection (1) of section 3 of the principal Act is hereby amended by repealing the definition of the term “family maintenance allowance” (as inserted by section 2 of the Social Security Amendment Act 1968).

(2) Section 2 of the Social Security Amendment Act 1968 is hereby consequentially repealed.

3. Investigation of claims and grant of benefits—Section 12 of the principal Act is hereby amended by adding to subsection (2) (as amended by section 3 (1) of the Social Security Amendment Act 1969) the words “, or of any person who is or may be liable to maintain any applicant for a benefit or any dependant of such an applicant”.

4. Residential qualifications for superannuation benefits—Section 14 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) No person shall be entitled to a superannuation benefit unless he is ordinarily resident in New Zealand on the date of his application for a benefit and was ordinarily resident in New Zealand on the selected date (being a date not later than 20 years before the date of his application for the benefit), and his absences from New Zealand since the selected date have not in the aggregate exceeded 2 years increased by 6 months for every year in excess of 20 years which has elapsed since the selected date.”

5. Residential qualifications for age benefits—The principal Act is hereby further amended by repealing section 17, and substituting the following section:

“17. (1) No person shall be entitled to an age benefit unless he is ordinarily resident in New Zealand on the date of his application for a benefit and was ordinarily resident in New Zealand on the selected date (being a date not later than 10 years before the date of his application for the benefit), and his absences from New Zealand since the selected date have not in the aggregate exceeded 1 year increased by 6 months for every year in excess of 10 years which has elapsed since the selected date.

“(2) The provisions of subsections (2) to (5) of section 14 of this Act shall apply in respect of determining under this section the entitlement of any person to an age benefit.”

6. Repealing provisions relating to income exemption where application for age benefit deferred—(1) The principal Act is hereby further amended by repealing section 19.

(2) Notwithstanding the repeal of section 19 of the principal Act and of clause 2 of the Second Schedule to the principal Act, that section, and that clause (as set out in the Schedule to the Social Security Amendment Act 1971), shall continue in force and operate in respect of every person who attained the age of 60 years on or before the 1st day of November 1972, as if such repeals had not been made.

(3) This section shall be deemed to have come into force on the 5th day of July 1972.

7. Additional benefit for South African War veterans—(1) Section 20 of the principal Act is hereby amended by omitting the words “clause 3”, and substituting the words “clause 2”.

(2) This section shall be deemed to have come into force on the 5th day of July 1972.

8. Orphans' benefits—Section 28 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) Subject to the provisions of this Part of this Act, every child—

“(a) Whose parents are both dead; or

“(b) Whose parent formerly responsible for his care and control is dead and whose other parent cannot in the Commission’s opinion be found—
shall be entitled to receive an orphan’s benefit under this Part of this Act if he was born in New Zealand, or if his last surviving parent or the deceased parent formerly responsible for his care and control, as the case may require, was ordinarily resident in New Zealand for not less than 3 years immediately before the date of death:

“Provided that, if, by reason of any physical or mental defect, a child is totally incapacitated from earning a living, or for the purpose of assisting in the further education of a child over the age of 16 years, the Commission may, in its discretion, as if the child had not attained that age, grant or continue a benefit under this section for such period or periods as it thinks fit expiring not later than the last day of the pay period that occurs nearest to the 31st day of December in the year in which the child attains the age of 18 years.”

9. Period for which family benefit payable—The principal Act is hereby further amended by repealing section 35, and substituting the following section:

“35. (1) Subject to the provisions of this section, a family benefit in respect of a child shall commence on the first day of the pay period in which the child was born.

“(2) The right of any beneficiary to receive a family benefit on and after the first day of the pay period in which the child was born shall not be affected if the application for the benefit is received by the Commission within 6 months after the date of birth of the child.

“(3) If an application is received by the Commission on a date which is more than 6 months after the date of birth of the child, the benefit shall commence from a date 6 months prior to the date on which the application was received.

“(4) Subject to the provisions of section 32 of this Act, a family benefit in respect of a child shall cease to be payable at the end of the pay period in which the child attains the age of 16 years.

“(5) If a child in respect of whom a family benefit is payable dies, the benefit in respect of that child shall continue until the end of the pay period in which the child dies, and the amount (if any) unpaid on the date of the death of the child may be paid to the person to whom the benefit was payable on that date or to such other person as the Commission determines.”

10. Invalids' benefits—The principal Act is hereby further amended by repealing section 40, and substituting the following section:

“40. Subject to the provisions of this Part of this Act, every person who has attained the age of 15 years and who is not qualified to receive an age benefit shall be entitled to an invalid's benefit under this Part of this Act if the Commission is satisfied that he—

“(a) Is totally blind; or

“(b) Is permanently and severely restricted in his capacity for work as the result of an accident or by reason of illness or of any congenital defect:

“Provided that no person shall be entitled to a benefit under this section if his restricted capacity for work or total blindness was self-induced or was brought about by the applicant with a view to qualifying for a benefit under this Part of this Act.”

11. Residential qualifications for invalids' benefits—Section 41 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) No person shall be entitled to an invalid's benefit unless he is ordinarily resident in New Zealand on the date of his application for a benefit and was ordinarily resident in New Zealand on the selected date (being a date not later than 10 years before the date of his application for the benefit), and his absences from New Zealand since the selected date have not in the aggregate exceeded 1 year increased by 6 months for every year in excess of 10 years which has elapsed since the selected date.”

12. Subsidy on earnings of blind beneficiaries—(1) Section 43 of the principal Act (as amended by section 3 of the Social Security Amendment Act 1968) is hereby further amended by omitting from the proviso the words “(other than a family benefit and a family maintenance allowance)”, and substituting the words “(other than a family benefit and an additional benefit for a dependent child or children)”.

(2) Section 3 of the Social Security Amendment Act 1968 is hereby consequentially repealed.

13. Medical examination of invalids—Section 44 of the principal Act is hereby amended by omitting the word “incapacitated”, and substituting the words “and severely restricted in his capacity”.

14. Sickness benefits—Subsection (1) of section 54 of the principal Act is hereby amended—

- (a) By omitting the words “over the age of sixteen years”, and substituting the words “who has attained the age of 15 years and”:
- (b) By inserting, after the word “incapacitated”, the words “, or will for an indefinite period be incapacitated,”.

15. Medical examination of applicants for sickness benefits—Section 56 of the principal Act is hereby amended by inserting in subsection (1), after the word “practitioner”, the words “, or the certificate of a registered dentist in respect of any condition within the ambit of his profession,”.

16. Period for which sickness benefit payable—Section 57 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) Unless an application for a sickness benefit is supported by a certificate of incapacity under section 56 of this Act stating that the applicant will be incapacitated for work for a period of 3 weeks or more, a sickness benefit shall not be payable in respect of the first 7 days of any period of incapacity:

“Provided that the Commission may, in its discretion, determine that the benefit shall be payable for the whole or any part of the said period of 7 days.”

17. Unemployment benefits—Section 58 of the principal Act is hereby amended by adding to subsection (1) the following proviso:

“Provided that any person who is a full-time student shall not be entitled to receive a benefit under this section.”

18. Period for which unemployment benefit payable—

(1) Section 60 of the principal Act is hereby amended by adding to paragraph (c) of subsection (3) the word “; or”.

(2) The said section 60 is hereby further amended by adding to subsection (3) the following paragraph:

“(d) The applicant or beneficiary has failed to take reasonable steps to obtain suitable work.”

19. Additional benefit for dependent children—The principal Act is hereby further amended by repealing the heading “*Family Maintenance Allowances*” and section 61A

(as inserted by section 4 (1) of the Social Security Amendment Act 1968), and substituting the following heading and section:

“Additional Benefit for Dependent Children

“61A. **Additional benefit for dependent children**—Subject to the provisions of this Part of this Act, if a beneficiary is—

“(a) In receipt of an age, widow’s, invalid’s, sickness, unemployment, or emergency benefit; and

“(b) Caring for a child or children to the satisfaction of the Commission; and

“(c) Unable, because of age, disablement, domestic circumstances, or any other reason, to adequately support and maintain himself or herself, as the case may be, and his wife or her husband (if any), and every child being maintained as a member of his or her family—

the Commission may, in its discretion, increase the benefit by the appropriate amount specified in the Fourteenth Schedule to this Act.”

20. Amending certain special provisions—(1) Section 61B of the principal Act (as inserted by section 4 (1) of the Social Security Amendment Act 1968) is hereby amended by repealing the heading and subsection (1), and substituting the following heading and subsection:

“61B. **Special provisions in respect of additional benefit for dependent children**—(1) In this section the term ‘beneficiary’ means an applicant for a benefit who has a dependent child or children or a person to whom a benefit (which includes an additional amount for a dependent child or children) has been granted.”

(2) The said section 61B (as so inserted) is hereby further amended—

(a) By omitting from subsection (2) the words “a family maintenance allowance”, and substituting the words “an additional benefit for a dependent child or children”:

(b) By omitting from subsection (3) the words “family maintenance allowance”, and substituting the words “additional benefit for a dependent child or children”.

21. Conjugal status for benefit purposes—The principal Act is hereby further amended by repealing section 63, and substituting the following section:

“63. For the purposes of determining any application for any benefit, or of reviewing any benefit already granted, or of determining the rate of any benefit, the Commission may in its discretion—

“(a) Regard as an unmarried person any married applicant or beneficiary who is living apart from his wife or her husband, as the case may be:

“(b) Regard as husband and wife any man and woman who, not being legally married, are in the opinion of the Commission living together on a domestic basis as husband and wife—

and may in its discretion grant a benefit, refuse to grant a benefit, or terminate, reduce, or increase any benefit already granted, accordingly.”

22. Special exemption for severe disablement—The principal Act is hereby further amended by inserting, after section 66, the following section:

“66A. For the purposes of computing any benefit payable under this Part of this Act, the Commission may in its discretion, as an incentive to personal effort, disregard all or part of the income of any severely disabled person derived from such effort.”

23. Rate of benefits if overseas pension payable—The principal Act is hereby further amended by repealing section 70, and substituting the following section:

“70. (1) For the purposes of this Act, if—

“(a) Any person qualified to receive a benefit under this Part of this Act is entitled to receive or receives, in respect of himself or his dependants, or if any of his dependants is entitled to receive or receives, a pension or periodical allowance granted elsewhere than in New Zealand; and

“(b) The Commission determines that the pension or periodical allowance or any part of it is analogous to a benefit under this Part of this Act or a pension or allowance under the War Pensions Act 1954 or to any part of any such benefit, pension, or allowance—

the overseas pension or allowance or part thereof shall be

regarded as if it were in fact the analogous New Zealand benefit, pension, or allowance, or part thereof.

“(2) Nothing in subsection (1) of this section shall preclude the Commission from deciding the date on which its determination under paragraph (b) of the said subsection (1) shall take effect, which date may be a date before, on, or after the date of such determination.”

24. Limitation where applicant receiving another benefit or war pension—(1) Section 72 of the principal Act is hereby amended by adding to paragraph (a) the following proviso:

“Provided that any person may receive a sickness benefit or an invalid’s benefit as well as a family benefit:”.

(2) The said section 72 is hereby further amended by omitting from subparagraph (ii) of paragraph (b) the words “(not being a mother’s allowance)”, and substituting the words “or a mother’s allowance”.

(3) The said section 72 is hereby further amended by adding to paragraph (b) the following additional provisos:

“Provided also that, if a mother’s allowance is payable to a widow under the War Pensions Act 1954, the rate of benefit shall not exceed the benefit that could be paid to that widow if she had no dependent child or children:

“Provided further that any person may receive an invalid’s benefit or a sickness benefit in addition to a child’s pension under section 36, section 62, or section 65 of the War Pensions Act 1954.”

25. Limitation in certain other cases—Section 74 of the principal Act is hereby amended by repealing paragraphs (b) and (c).

26. Periods for which benefits payable—(1) The principal Act is hereby further amended by repealing section 80, and substituting the following section:

“80. (1) Except as otherwise provided in this Part of this Act, every benefit shall commence on the first day of the pay period in which application for the benefit is received by the Commission or on the date on which the applicant becomes qualified to be granted the benefit (whichever is the later).

“(2) Notwithstanding anything in subsection (1) of this section, the right of any beneficiary to receive a benefit from

the date of qualification for that benefit shall not be affected if the application for the benefit is received by the Commission within 6 months after that date.

“(3) If an application is received by the Commission on a date which is more than 6 months after the date on which the applicant became qualified to be granted the benefit, the benefit shall commence from a date 6 months prior to the date on which the application was received.

“(4) Subject to any limitations imposed by this Part of this Act, every superannuation benefit, family benefit, and miner’s benefit shall continue to be payable for such period as the Commission determines, and may from time to time be renewed for any further period. Every other benefit shall continue to be payable for such period (not exceeding 52 weeks in any case) as the Commission determines, but may from time to time be renewed for such further period as the Commission determines, not exceeding 52 weeks.

“(5) Notwithstanding anything to the contrary in this Part of this Act, if, under subsection (4) of this section, the period for payment of a benefit has expired and the benefit is not renewed within 3 months after the date of expiry, the Commission may determine that the beneficiary has ceased to be entitled to the benefit and may suspend or cancel it:

“Provided that the Commission may, on application in that behalf by the beneficiary, reinstate or renew the benefit from such date as it thinks fit.”

(2) Section 6 of the Social Security Amendment Act 1969 is hereby consequentially repealed.

27. Termination of benefit on death of beneficiary—

(1) Section 85 of the principal Act is hereby amended by repealing subsection (2) (as substituted by section 4 (1) of the Social Security Amendment Act 1967), and substituting the following subsection:

“(2) Notwithstanding anything in paragraph (c) of subsection (1) of this section, if a beneficiary in receipt of an age, widow’s, or invalid’s benefit, or an emergency benefit which, in the opinion of the Commission, is analogous to any of those benefits, dies leaving a widow, a widower, or any dependent child or children, the Commission may, in its discretion, pay to the widow or widower or any dependent child or children, as the case may be, a lump sum not exceeding one-quarter of the yearly rate of benefit (including any

additional benefit for a dependent child or children) to which the beneficiary was entitled in respect of himself or herself immediately before death.”

(2) The said section 85 is hereby further amended by repealing subsection (4), and substituting the following subsection:

“(4) In this section—

‘Benefit’ does not include an orphan’s benefit or a family benefit; and ‘beneficiary’ has a corresponding meaning:

‘Widow’ and ‘widower’ includes any person who was not married to the deceased beneficiary but who was regarded as his wife or her husband under paragraph (b) of section 63 of this Act.”

(3) The following enactments are hereby consequentially repealed:

(a) Subsection (1) of section 4 of the Social Security Amendment Act 1967:

(b) Section 5 of the Social Security Amendment Act 1968.

28. Increasing rates of benefits in respect of period 16 February 1972 to 4 July 1972—(1) In respect of the period commencing on the 16th day of February 1972 and ending with the 4th day of July 1972, the principal Act shall have effect as if the First to Fourth, Sixth to Ninth, and Fifteenth Schedules thereto (as substituted by section 5 (1) of the Social Security Amendment Act 1971) had been amended in the manner indicated in the First Schedule to this Act.

(2) This section and the First Schedule to this Act shall be deemed to have come into force on the 16th day of February 1972.

29. Increasing rates of benefits on and after 5 July 1972—(1) The principal Act is hereby further amended by repealing the First to Tenth, Twelfth, Fourteenth, and Fifteenth Schedules (as substituted by section 5 (1) of the Social Security Amendment Act 1971), and substituting the First to Tenth, Twelfth, Fourteenth, and Fifteenth Schedules set out in the Second Schedule to this Act.

(2) Section 5 of, and the Schedule to, the Social Security Amendment Act 1971 are hereby repealed.

(3) This section and the Second Schedule to this Act shall be deemed to have come into force on the 5th day of July 1972.

PART II

MEDICAL AND HOSPITAL BENEFITS AND OTHER RELATED BENEFITS

30. Interpretation—Subsection (1) of section 88 of the principal Act is hereby amended by omitting from paragraph (d) of the definition of the term “maternity benefits” the words “, for a period of fourteen days”.

31. Entitlement to benefits—Section 91 of the principal Act is hereby amended by inserting in subsection (5) (as added by section 3 (3) of the Social Security Amendment Act 1966), after the words “classes of New Zealand citizens,” the words “or any class or classes of visitors to New Zealand,”.

32. Fees for general medical services—(1) Section 93 of the principal Act (as amended by section 7 (1) of the Decimal Currency Act 1964) is hereby further amended by omitting from subsection (1) the words “seventy-five cents” wherever they occur, and substituting in each case the expression “\$1.25”.

(2) The said section 93 is hereby further amended by inserting in subsection (1A) (as inserted by section 10 of the Social Security Amendment Act 1969), after paragraph (c), the following paragraph:

“(ca) A child under 10 years of age; or”.

(3) The said section 93 is hereby further amended by omitting from subsection (1A) (as so inserted) the words “(as amended by section 7 (1) of the Decimal Currency Act 1964) to 75 cents shall read as references to \$1.50”, and substituting the words “to \$1.25 shall be read as references to \$2”.

33. Additional fees for general medical services on public holidays and at nights—(1) Subsection (1) of section 93A of the principal Act (as inserted by section 11 (1) of the Social Security Amendment Act 1969) is hereby amended—

(a) By inserting in paragraph (a), before the word “Sunday”, the words “Saturday or”:

(b) By omitting from paragraph (b) the expression “8 p.m.”, and substituting the expression “6 p.m.”:

(c) By omitting the words “50 cents”, and substituting the words “75 cents”.

(2) Subsection (2) of the said section 93A (as so inserted) is hereby amended—

- (a) By inserting, after the words “New Year’s Day,”, the words “the 2nd day of January,”:
- (b) By adding the words “and the 3rd day of January”.

34. Specialist medical services—Section 97 of the principal Act (as substituted by section 14 of the Social Security Amendment Act 1969) is hereby amended—

- (a) By omitting from paragraph (b) of subsection (3) the words “Seventy-five cents”, and substituting the words “One dollar and twenty-five cents”:
- (b) By omitting from subsection (4) the words “75 cents”, and substituting the expression “\$1.25”:
- (c) By omitting from subsection (5) the words “75 cents shall be read as a reference to \$1.50”, and substituting the words “\$1.25 shall be read as a reference to \$2”.

35. Immunisation benefit—The principal Act is hereby further amended by inserting, after section 97 (as so substituted), the following section:

“97A. (1) If, in the course of an immunisation programme approved by the Department, vaccine supplied by the Department is administered to a person under 16 years of age by a medical practitioner, or by a registered general nurse acting under the direction of a medical practitioner, the medical practitioner shall be entitled to receive from the Department, in lieu of any other fee which he might otherwise be entitled to receive under sections 93 to 97 of this Act, in respect of each occasion on which the vaccine is administered,—

“(a) A fee of \$1.50 if the vaccine is administered by the medical practitioner or under the direct supervision of the medical practitioner; or

“(b) A fee of \$1.25 in any other case.

“(2) No medical practitioner or registered general nurse shall demand or accept or be entitled to recover from the patient or any other person any fee in respect of services for which a fee is payable by the Department under this section:

“Provided that this subsection shall not affect the rights of a medical practitioner in relation to any other service, notwithstanding that that other service was rendered on the same occasion as that on which the vaccine was administered.

“(3) Nothing in sections 93 to 97 of this Act shall apply in relation to any service to which subsection (1) of this section applies.”

36. Recovery of fees from patients—Section 98 of the principal Act is hereby amended by inserting, after subsection (4), the following subsections:

“(4A) Notwithstanding anything in subsection (3) or subsection (4) of this section, if it appears to the Divisional Disciplinary Committee that the medical practitioner has failed to credit the person chargeable with the amount of any benefit to which that person is entitled under this Part of this Act in respect of a service for which a fee or charge is claimed in the account, that Committee shall, in any case other than a case in which an action for the recovery of the fee or charge is pending in any Court, refer the application to the Disciplinary Committee which shall thereupon proceed as if such reference were a complaint of professional misconduct made under section 42A of the Medical Practitioners Act 1968, and Part III of that Act shall apply accordingly.

“(4B) For the purposes of subsection (4A) of this section, it is hereby declared that failure by a medical practitioner to credit any person chargeable with the amount of any benefit may be professional misconduct.”

37. Application of new benefits—The provisions of sections 30, 32, 33, 34, and 35 of this Act shall apply to services provided on or after the 1st day of November 1972; and the principal Act shall continue to apply to services provided before that date as if those sections had not been enacted.

PART III

GENERAL PROVISIONS

38. Rehabilitation allowances—Section 124 of the principal Act (as amended by section 19 (2) of the Social Security Amendment Act 1969) is hereby further amended by repealing the proviso to subsection (4).

39. Payment of supplementary assistance may be deemed an advance—Section 124A of the principal Act (as inserted by section 5 of the Social Security Amendment Act 1967) is

hereby amended by adding to subsection (3) the words “or by any person authorised in that behalf by any member of the Commission”.

40. Advances to beneficiaries and war pensioners for repair or maintenance of home—(1) Section 125 of the principal Act is hereby amended by omitting from subsection (1) (as amended by section 7 (1) of the Decimal Currency Act 1964) the words “four hundred dollars”, and substituting the expression “\$800”.

(2) The said section 125 is hereby further amended by adding to subsection (4) the words “or by any person authorised in that behalf by any member of the Commission”.

41. Offences—The principal Act is hereby further amended by repealing section 127, and substituting the following section:

“127. Every person who makes any statement knowing it to be false in any material particular, or who wilfully does or says anything or omits to do or say anything for the purpose of misleading or attempting to mislead any officer concerned in the administration of this Act or any other person whomsoever, for the purpose of obtaining (for himself or for any other person), or which results in himself or any other person obtaining—

“(a) Any benefit under this Act; or

“(b) Any exemption from any obligation under this Act; or

“(c) Any payment from the Consolidated Revenue

Account in accordance with this Act—

commits an offence and shall be liable on summary conviction to imprisonment for a term not exceeding 12 months or to a fine not exceeding \$500, or to both imprisonment and fine.”

42. Amending Family Benefits (Home Ownership) Act 1964—(1) Section 15 of the Family Benefits (Home Ownership) Act 1964 is hereby amended by omitting from paragraph (a) of subsection (1) the words “Cease to be payable to the beneficiary”, and substituting the words “Be reduced by an amount not exceeding \$1.50 a week”.

(2) This section shall be deemed to have come into force on the 5th day of July 1972.

SCHEDULES

Section 28 (1)

FIRST SCHEDULE

AMENDMENTS TO PRINCIPAL ACT INCREASING RATES OF BENEFITS IN
RESPECT OF PERIOD 16 FEBRUARY 1972 TO 4 JULY 1972

Schedule Amended	Amendment
First Schedule	By omitting from clause 1 the expression "\$754", and substituting the expression "\$806". By omitting from clause 2 the expression "\$78", and substituting the expression "\$83.20".
Second Schedule	By omitting from clause 1(a) the expression "\$832", and substituting the expression "\$889.20". By omitting from clause 1(b) the expression "\$754", and substituting the expression "\$806". By omitting from clause 1(c) the expression "\$754" in both places where it occurs, and substituting in each case the expression "\$806". By omitting from clause 1(d) the expression "\$754", and substituting the expression "\$806". By omitting from clause 1(d) the expression "\$1,430", and substituting the expression "\$1,482". By omitting from the proviso to clause 1(d) the expression "\$754", and substituting the expression "\$806". By omitting from the first proviso to clause 1 the expression "\$78", and substituting the expression "\$83.20".
Third Schedule	By omitting from clause 1 the expression "\$832", and substituting the expression "\$889.20". By omitting from clause 2 the expression "\$832", and substituting the expression "\$889.20". By omitting from clause 4 the expression "\$78", and substituting the expression "\$83.20".
Fourth Schedule	By omitting the expression "\$468", and substituting the expression "\$494".
Sixth Schedule	By omitting from clause 1(a) the expression "\$728", and substituting the expression "\$754".

FIRST SCHEDULE—*continued*AMENDMENTS TO PRINCIPAL ACT INCREASING RATES OF BENEFITS IN RESPECT OF PERIOD 16 FEBRUARY 1972 TO 4 JULY 1972—*continued*

Schedule Amended	Amendment
Sixth Schedule— <i>continued</i>	<p>By omitting from clause 1 (b) the expression “\$832”, and substituting the expression “\$889.20”.</p> <p>By omitting from clause 1 (c) the expression “\$754”, and substituting the expression “\$806”.</p> <p>By omitting from clause 1 (d) the expression “\$754” in both places where it occurs, and substituting in each case the expression “\$806”.</p> <p>By omitting from clause 1 (e) the expression “\$754”, and substituting the expression “\$806”.</p> <p>By omitting from clause 1 (e) the expression “\$1,430”, and substituting the expression “\$1,482”.</p> <p>By omitting from the proviso to clause 1 (e) the expression “\$754”, and substituting the expression “\$806”.</p> <p>By omitting from the first proviso to clause 1 the expression “\$78”, and substituting the expression “\$83.20”.</p> <p>By omitting from clause 2 the expression “\$1,742”, and substituting the expression “\$1,794”.</p> <p>By omitting from clause 2 the expression “\$78”, and substituting the expression “\$83.20”.</p>
Seventh Schedule	<p>By omitting from clause 1 (a) the expression “\$754” in both places where it occurs, and substituting in each case the expression “\$806”.</p> <p>By omitting from clause 1 (b) the expression “\$832”, and substituting the expression “\$889.20”.</p> <p>By omitting from clause 2 the expression “\$754”, and substituting the expression “\$806”.</p> <p>By omitting from clause 3 the expression “\$78”, and substituting the expression “\$83.20”.</p>
Eighth Schedule	<p>By omitting from clause 1 (a) the expression “\$13”, and substituting the expression “\$13.50”.</p> <p>By omitting from clause 1 (b) the expression “\$16”, and substituting the expression “\$17.10”.</p>

FIRST SCHEDULE—*continued*AMENDMENTS TO PRINCIPAL ACT INCREASING RATES OF BENEFITS IN RESPECT OF PERIOD 16 FEBRUARY 1972 TO 4 JULY 1972—*continued*

Schedule Amended	Amendment
Eighth Schedule— <i>continued</i>	<p>By omitting from clause 1(c) the expression "\$14.50" in both places where it occurs, and substituting in each case the expression "\$15.50".</p> <p>By omitting from clause 1(d) the expression "\$14.50", and substituting the expression "\$15.50".</p> <p>By omitting from clause 1(d) the expression "\$27.50", and substituting the expression "\$28.50".</p> <p>By omitting from the proviso to clause 1(d) the expression "\$14.50", and substituting the expression "\$15.50".</p> <p>By omitting from the proviso to clause 1 the expression "\$1.50", and substituting the expression "\$1.60".</p> <p>By omitting from clause 2 the expression "\$13", and substituting the expression "\$13.90".</p>
Ninth Schedule	<p>By omitting from clause 1(a) the expression "\$13", and substituting the expression "\$13.50".</p> <p>By omitting from clause 1(b) the expression "\$16", and substituting the expression "\$17.10".</p> <p>By omitting from clause 1(c) the expression "\$14.50" in both places where it occurs, and substituting in each case the expression "\$15.50".</p> <p>By omitting from clause 1(d) the expression "\$14.50", and substituting the expression "\$15.50".</p> <p>By omitting from the proviso to clause 1 the expression "\$1.50", and substituting the expression "\$1.60".</p> <p>By omitting from clause 2 the expression "\$13", and substituting the expression "\$13.90".</p>
Fifteenth Schedule	<p>By omitting from clause 2(a) the expression "\$27", and substituting the expression "\$27.50".</p> <p>By omitting from clause 2(b) the expression "\$29", and substituting the expression "\$30.10".</p> <p>By omitting from clause 2(c) the expression "\$42", and substituting the expression "\$44".</p>

SECOND SCHEDULE

Section 29 (1)

NEW FIRST TO TENTH, TWELFTH, FOURTEENTH AND FIFTEENTH
SCHEDULES TO PRINCIPAL ACT*(Effective on and after 5 July 1972)*

"FIRST SCHEDULE

Section 15

RATES OF SUPERANNUATION BENEFITS

1. In every case \$910 a year.
2. The rate specified in clause 1 of this Schedule may, in the discretion of the Commission, be increased by \$182 a year in any case where the beneficiary is an unmarried person.

"SECOND SCHEDULE

Sections 18, 19, 20

RATES OF AGE BENEFITS

1. (a) To any unmarried beneficiary \$1,092 a year, diminished by \$1 for every complete \$2 of the total annual income of the beneficiary in excess of \$520 a year but not in excess of \$1,300 a year, and by \$3 for every complete \$4 of his or her total annual income in excess of \$1,300 a year.
- (b) To a married beneficiary whose wife or husband is granted, in her or his own right, a benefit (other than a superannuation benefit) under Part I of this Act, or an economic pension, war veteran's allowance, or war service pension under the War Pensions Act 1954 \$910 a year, diminished by 50c for every complete \$2 of the total annual income of the beneficiary and his or her spouse in excess of \$520 a year but not in excess of \$1,300 a year, and by \$1.50 for every complete \$4 of such income in excess of \$1,300 a year.
- (c) To a married male beneficiary whose wife is not granted, in her own right, a benefit under Part I of this Act, or an economic pension, war veteran's allowance, or war service pension under the War Pensions Act 1954 \$910 a year, increased by \$910 a year in respect of his wife, the total to be diminished by \$1 for every complete \$2 of the total annual income of the beneficiary and his wife in excess of \$520 a year but not in excess of \$1,300 a year, and by \$3 for every complete \$4 of such income in excess of \$1,300 a year.

SECOND SCHEDULE—*continued*"SECOND SCHEDULE—*continued*"

- (d) To any other married beneficiary \$910 a year, diminished by \$1 for every complete \$2 of the total annual income of the beneficiary and the spouse of the beneficiary, including the amount of any superannuation benefit under Part I of this Act granted to the spouse of the beneficiary, in excess of \$1,430 a year but not in excess of \$2,210 a year, and by \$3 for every complete \$4 of such income, including superannuation benefit, in excess of \$2,210 a year.

Provided that, if the spouse of the beneficiary is not in receipt of a superannuation benefit under Part I of this Act, the rate of the age benefit payable to the beneficiary shall not be less than the aggregate of the rates of age benefits that would be payable if the beneficiary and the spouse of the beneficiary were both entitled to receive an age benefit, but the rate of benefit payable hereunder shall not exceed \$910 a year:

Provided that, if the beneficiary has the care of a dependent child or children, the rate of benefit specified in this Schedule may, in the discretion of the Commission, be increased by the appropriate amount specified in the Fourteenth Schedule to this Act:

Provided also that in computing, for the purposes of this clause, the income of any totally blind person the Commission shall take no account of the personal earnings of that person:

Provided further that, in any case where a beneficiary is totally blind, the rate of the age benefit, together with any benefits and allowances payable to or in respect of the wife or husband of the beneficiary, shall not be less than the aggregate rate of the benefits and allowances that would have been payable to or in respect of the beneficiary and his or her spouse if the beneficiary had been eligible for an invalid's benefit.

2. Additional age benefit for South African war veterans, in every case \$52 a year.

African war veterans, in every case

SECOND SCHEDULE—continued

“THIRD SCHEDULE

Sections 21, 24

RATES OF WIDOWS’ BENEFITS

- 1. To a beneficiary without dependent children \$1,092 a year, diminished by \$1 for every complete \$2 of the total annual income of the beneficiary in excess of \$520 a year but not in excess of \$1,300 a year, and by \$3 for every complete \$4 of her total annual income in excess of \$1,300 a year.
- 2. To a beneficiary with one or more dependent children \$1,092 a year, increased, in the discretion of the Commission, by the appropriate amount specified in the Fourteenth Schedule to this Act, and diminished by \$1 for every complete \$2 of the total annual income of the beneficiary in excess of \$624 a year but not in excess of \$1,300 a year, and by \$3 for every complete \$4 of her total annual income in excess of \$1,300 a year.

“FOURTH SCHEDULE

Section 29

MAXIMUM RATES OF ORPHANS’ BENEFITS

- In every case \$520 a year, diminished by \$3 for every complete \$4 of the total annual income of the orphan in excess of \$260 a year.

“FIFTH SCHEDULE

Section 34

RATES OF FAMILY BENEFITS

- In respect of each child \$3 a week.

“SIXTH SCHEDULE

Sections 42, 43

RATES OF INVALIDS’ BENEFITS

- 1. (a) To an unmarried beneficiary under the age of 18 years. \$832 a year, diminished by \$1 for every complete \$2 of the total annual income of the beneficiary in excess of \$520 a year but not in excess of \$1,300 a year, and by \$3 for every complete \$4 of the total annual income of the beneficiary in excess of \$1,300 a year

SECOND SCHEDULE—*continued*"SIXTH SCHEDULE—*continued*

- (b) To any other unmarried beneficiary \$1,092 a year, diminished by \$1 for every complete \$2 of the total annual income of the beneficiary in excess of \$520 a year but not in excess of \$1,300 a year, and by \$3 for every complete \$4 of the total annual income of the beneficiary in excess of \$1,300 a year.
- (c) To a married beneficiary whose wife or husband is granted, in her or his own right, a benefit (other than a superannuation benefit) under Part I of this Act, or an economic pension, war veteran's allowance, or war service pension under the War Pensions Act 1954 \$910 a year, diminished by 50c for every complete \$2 of the total annual income of the beneficiary and his or her spouse in excess of \$520 a year but not in excess of \$1,300 a year, and by \$1.50 for every complete \$4 of such income in excess of \$1,300 a year.
- (d) To a married male beneficiary whose wife is not granted, in her own right, a benefit under Part I of this Act, or an economic pension, war veteran's allowance, or war service pension under the War Pensions Act 1954 \$910 a year, increased by \$910 a year in respect of his wife, the total rate to be diminished by \$1 for every complete \$2 of the total annual income of the beneficiary and his wife in excess of \$520 a year but not in excess of \$1,300 a year, and by \$3 for every complete \$4 of such income in excess of \$1,300 a year.
- (e) To any other married beneficiary \$910 a year, diminished by \$1 for every complete \$2 of the total annual income of the beneficiary and the spouse of the beneficiary, including the amount of any superannuation benefit under Part I of this Act granted to the spouse of the beneficiary, in excess of \$1,430 a year but not in excess of \$2,210 a year, and by \$3 for every complete \$4 of such income, including superannuation benefit, in excess of \$2,210 a year:

SECOND SCHEDULE—*continued*"SIXTH SCHEDULE—*continued*

- (e) To any other married beneficiary—*continued* Provided that, if the spouse of the beneficiary is not in receipt of a superannuation benefit under Part I of this Act, the rate of the invalid's benefit payable to the beneficiary shall not be less than the aggregate of the rates of invalids' benefits that would be payable if the beneficiary and the spouse of the beneficiary were both entitled to receive an invalid's benefit, but the rate of benefit payable hereunder shall not exceed \$910 a year:

Provided that, if the beneficiary has the care of a dependent child or children, the rate of benefit specified in this Schedule may, in the discretion of the Commission, be increased by the appropriate amount specified in the Fourteenth Schedule to this Act:

Provided also that, in computing for the purposes of this clause the income of any totally blind person, the Commission shall take no account of the personal earnings of that person:

Provided further that the rates specified in paragraphs (a) and (b) of this clause shall be reduced by the amount of any family benefit payable under Part I of this Act in respect of the beneficiary.

2. Maximum amount from all sources where subsidy paid on earnings of blind invalid, in every case \$1,898 a year, increased by \$182 a year if the beneficiary is an unmarried person.

"SEVENTH SCHEDULE

Sections 49, 53

RATES OF MINER'S BENEFITS AND MINERS' WIDOWS' BENEFIT

1. (a) To a married miner \$910 a year, increased by \$910 a year in respect of his wife.
 (b) In any other case \$1,092 a year.
 2. To a miner's widow \$1,008.80 a year.

"EIGHTH SCHEDULE

Section 55

RATES OF SICKNESS BENEFITS

1. (a) To an unmarried beneficiary under the age of 18 years without dependants \$16 a week, diminished by 10c for every complete 20c of the total weekly income of the beneficiary in excess of \$10 a week but not in excess of \$25 a week, and by 15c for every complete 20c of the total weekly income of the beneficiary in excess of \$25 a week.

SECOND SCHEDULE—*continued*"EIGHTH SCHEDULE—*continued*

- (b) To any other unmarried beneficiary \$21 a week, diminished by 10c for every complete 20c of the total weekly income of the beneficiary in excess of \$10 a week but not in excess of \$25 a week, and by 15c for every complete 20c of the total weekly income of the beneficiary in excess of \$25 a week.
- (c) To a married male beneficiary \$17.50 a week, increased by \$17.50 a week in respect of his wife, the total rate to be diminished by 10c for every complete 20c of the total weekly income of the beneficiary and his wife in excess of \$10 a week but not in excess of \$25 a week, and by 15c for every complete 20c of such income in excess of \$25 a week.
- (d) To a married female beneficiary \$17.50 a week, diminished by 10c for every complete 20c of the total weekly income of the beneficiary and her husband (including the amount of any benefit under Part I of this Act received by the husband) in excess of \$27.50 a week but not in excess of \$42.50 a week, and by 15c for every complete 20c of such income in excess of \$42.50 a week:

Provided that, if the husband of the beneficiary is not in receipt of a benefit under Part I of this Act, the rate of sickness benefit payable to the beneficiary shall not be less than the rate of sickness benefit that would be payable to a married male beneficiary under paragraph (c) of this clause, but the rate of benefit payable hereunder shall not exceed \$17.50 a week:

Provided that, if the beneficiary has the care of a dependent child or children, the rate of benefit specified in this Schedule may, in the discretion of the Commission, be increased by the appropriate amount specified in the Fourteenth Schedule to this Act.

2. Maximum increase in respect of a housekeeper \$14 a week.

SECOND SCHEDULE—*continued*

"NINTH SCHEDULE

Section 59

MAXIMUM RATES OF UNEMPLOYMENT BENEFITS

1. (a) To an unmarried beneficiary under the age of 20 years without dependants \$16 a week.
- (b) To any other unmarried beneficiary \$21 a week
- (c) To a married male beneficiary \$17.50 a week, increased by \$17.50 a week in respect of his wife.
- (d) To a married female beneficiary \$17.50 a week:

Provided that, if the beneficiary has the care of a dependent child or children, the rate of benefit specified in this Schedule may, in the discretion of the Commission, be increased by the appropriate amount specified in the Fourteenth Schedule to this Act:

Provided also that the rates specified in paragraphs (a) and (b) of this clause shall be reduced by the amount of any family benefit payable under Part I of this Act in respect of the beneficiary.

2. Maximum increase in respect of a housekeeper \$14 a week.

"TENTH SCHEDULE

Section 66

SPECIAL INCOME EXEMPTION IN RESPECT OF SICK BENEFITS FROM FRIENDLY OR LIKE SOCIETY (AGE, INVALIDS', WIDOWS', AND SICKNESS BENEFITS ONLY)

- Maximum rate \$2 a week in the case of a sickness benefit, and \$104 a year in any other case.

"TWELFTH SCHEDULE

Section 69

MAXIMUM INCREASE IN RATE OF BENEFIT PAYABLE TO PARENT OF DECEASED MEMBER OF FORCES OR MERCANTILE MARINE

- Maximum rate \$1 a week.

"FOURTEENTH SCHEDULE

Section 61A

ADDITIONAL AMOUNTS FOR DEPENDENT CHILDREN

1. To any person receiving an emergency benefit payable otherwise than by weekly instalments, or an age, widow's, or invalid's benefit—
 - (a) At the rate payable to an unmarried beneficiary—
 - (i) On account of first or only dependent child \$572 a year.

SECOND SCHEDULE—*continued*“FOURTEENTH SCHEDULE—*continued*”

- (ii) On account of second dependent child \$156 a year.
 - (iii) On account of each additional dependent child after the second \$65 a year.
 - (b) At the rate payable to a married beneficiary—
 - (i) On account of first or only dependent child \$156 a year.
 - (ii) On account of each additional dependent child after the first \$65 a year.
2. To any person receiving an emergency benefit payable by weekly instalments, or a sickness or unemployment benefit—
- (a) At the rate payable to an unmarried beneficiary—
 - (i) On account of first or only dependent child \$11 a week.
 - (ii) On account of second dependent child \$3 a week.
 - (iii) On account of each additional dependent child after the second \$1.25 a week.
 - (b) At the rate payable to a married beneficiary —
 - (i) On account of first or only dependent child \$3 a week.
 - (ii) On account of each additional dependent child after the first \$1.25 a week.

Section 124 (4) “FIFTEENTH SCHEDULE

MAXIMUM RATES OF REHABILITATION ALLOWANCES

- 1. To any unmarried disabled person under the age of 20 years, without dependants \$6 a week.
- 2. To any other disabled person \$8 a week.”

This Act is administered in the Department of Social Welfare.
