



## ANALYSIS

Title	2. Right to compensation of certain workers contracting tuberculosis
1. Short Title	3. Prescribed forms

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1973, No. 97

**An Act to amend the Tuberculosis Act 1948**

[21 November 1973]

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 Tuberculosis Amendment Act 1973, and shall be read together with and deemed part of the Tuberculosis Act 1948 (hereinafter referred to as the principal Act).

**2. Right to compensation of certain workers contracting tuberculosis**—Section 23 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

“(1A) Subject to section 5 and subsection (6) of section 67 of the Accident Compensation Act 1972, but notwithstanding any other provision of the said section 67 or anything in subsection (1) of this section, if—

“(a) Any person contracts tuberculosis while employed as provided in subsection (1) of this section; and

“(b) The incapacity or death of that person results from that disease; and

“(c) The employment during which the disease was contracted includes any period on or after the date fixed by Order in Council under that Act for the commencement of section 67 of that Act—cover shall exist, rehabilitation assistance shall be given, and compensation shall be payable, under that Act, in respect of the incapacity or death of that person in all respects as if the disease were a personal injury by accident arising out of and in the course of that employment, and compensation shall not be payable under the Workers’ Compensation Act 1956, and the provisions of the Accident Compensation Act 1972 (except subsections (1) to (4) of the said section 67) shall, so far as applicable and with the necessary modifications, apply accordingly.”

**3. Prescribed forms**—(1) Section 2 of the principal Act is hereby amended by inserting, in the definition of the term “prescribed” in subsection (1), after the words “or by”, the words “or under”.

(2) Section 30 of the principal Act is hereby amended by adding to paragraph (1) of subsection (2) the words “or enabling such forms to be prescribed”.

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This Act is administered in the Department of Health.

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