



ANALYSIS

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| <p>Title</p> <ol style="list-style-type: none"> 1. Short Title 2. Presumption that disablement or death attributable to service 3. Additional pension in certain cases of severe disablement 4. Persons receiving national superannuation not to receive certain war pensions and allowances 5. Disposition of accrued pension unpaid at date of death 6. Appeal against decision of War Pensions Board | <ol style="list-style-type: none"> 7. Increasing rates of certain pensions and allowances in respect of period 14 January 1976 to 31 March 1976 8. Increasing rates of certain pensions and allowances in respect of period 1 April 1976 to 27 July 1976 9. Increasing rates of certain pensions and allowances on and after 28 July 1976 10. Authority to increase rates of pensions and allowances 11. Amendments to Schedules consequential to national superannuation Schedules |
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1976, No. 41

An Act to amend the War Pensions Act 1954

[1 November 1976]

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 War Pensions Amendment Act 1976, and shall be read together with and deemed part of the War Pensions Act 1954 (hereinafter referred to as the principal Act).

2. Presumption that disablement or death attributable to service—Section 17 (3) of the principal Act is hereby amended by inserting, after the words “service with the forces”, the words “in connection with any war or emergency”.

3. Additional pension in certain cases of severe disablement—Section 23 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) This section applies to every case where a member of the forces—

“(a) Is suffering from total blindness; or

“(b) Is suffering from 2 or more serious disabilities (whether specified in the Ninth Schedule to this Act or not); or

“(c) Is totally disabled and is permanently bedridden or, if not permanently bedridden, is, in the opinion of a War Pensions Board, so restricted in his activities and pursuits that he is prevented from engaging in normal social and recreational activities—

and a pension for total disablement in respect of such blindness, disabilities, or disablement is for the time being payable under section 19 (1) of this Act.”

4. Persons receiving national superannuation not to receive certain war pensions and allowances—(1) Section 82 of the principal Act is hereby amended by omitting the words “a superannuation benefit”, and substituting the words “national superannuation”.

(2) This section shall come into force on the 9th day of February 1977.

5. Disposition of accrued pension unpaid at date of death—The principal Act is hereby further amended by repealing section 85 (as substituted by section 4 of the War Pensions Amendment Act 1968), and substituting the following section:

“85. (1) On the death of any person in receipt of a pension or allowance under this Act, the pension or allowance shall terminate on the date of death.

“(2) Subject to subsection (3) of this section, the amount of any pension or allowance unpaid at the date of death may, in the discretion of a War Pensions Board, be paid to all or any of the following in whole or in such shares as the Board determines:

“(a) To or for the benefit of the widow or widower or any dependent child or dependent children of the deceased, or to any person for the time being caring for and maintaining any such child:

“Provided that if the deceased is survived by a widow who was living with him at the date of death, or by a dependent child or children, the entire unpaid amount shall be paid to or for the benefit of the widow or dependent child or children:

“(b) To or for the benefit of any person who, in the Board’s opinion, has been dependent on the deceased:

“(c) To or for the benefit of any person who, in the Board’s opinion, has a just entitlement by virtue of having taken care of the pensioner’s needs or having provided him with comforts:

“(d) To the estate of the deceased:

“(e) To the War Pensions Medical Research Trust Fund established under section 181 of this Act:

“Provided that any payment to that Trust Fund shall not be made before the expiry of a period of 6 months after the date of death of the deceased.

“(3) If an appeal has been made under section 85A of this Act, the unpaid amount shall be held by the Secretary until the appeal has been determined, and shall then be paid in accordance with the decision of the Court.”

6. Appeal against decision of War Pensions Board—Section 85A (1) of the principal Act (as so inserted) is hereby amended—

(a) By omitting the words “subsection (3) or subsection (4) of”:

(b) By inserting, after the word “Act” where it first occurs, the words “(other than a decision made under the proviso to section 85 (2) (a) of this Act)”.

7. Increasing rates of certain pensions and allowances in respect of period 14 January 1976 to 31 March 1976—(1) In respect of the period which commenced on the 14th day of January 1976 and ended with the 31st day of March 1976, the principal Act shall have effect as if each provision of that Act specified in the first column of the First Schedule to this Act had been amended by omitting every expression set out in the second column of that Schedule opposite the reference to that provision, wherever that expression occurs, and substituting in each case the expression set out opposite to it in the third column of that Schedule.

(2) This section and the First Schedule to this Act shall be deemed to have come into force on the 14th day of January 1976.

8. Increasing rates of certain pensions and allowances in respect of period 1 April 1976 to 27 July 1976—(1) In respect of the period which commenced on the 1st day of April 1976 and ended with the 27th day of July 1976, the principal Act shall have effect as if each provision of that Act specified in the first column of the Second Schedule to this Act had been amended by omitting every expression set out in the second column of that Schedule opposite the reference to that provision, wherever that expression occurs, and substituting in each case the expression set out opposite to it in the third column of that Schedule.

(2) This section and the Second Schedule to this Act shall be deemed to have come into force on the 1st day of April 1976.

9. Increasing rates of certain pensions and allowances on and after 28 July 1976—(1) The principal Act is hereby further amended by repealing the First to Seventh, Ninth, Eleventh, and Twelfth Schedules (as substituted by section 11 (1) of the War Pensions Amendment Act 1975), and substituting the First to Seventh, Ninth, Eleventh, and Twelfth Schedules set out in the Third Schedule to this Act.

(2) Sections 9 to 11 of, and the First to Third Schedules to, the War Pensions Amendment Act 1975 are hereby repealed.

(3) This section and the Third Schedule to this Act shall be deemed to have come into force on the 28th day of July 1976.

10. Authority to increase rates of pensions and allowances—(1) Notwithstanding anything to the contrary in the principal Act, the Board may, in accordance with any general or special instructions given by the Minister, in respect of the period commencing on the 1st day of December 1975 and ending with the 31st day of December 1975, increase the rate of any pension or allowance under the principal Act by an amount not exceeding the rate of that pension or allowance payable in respect of any 1 week in that period.

(2) This section shall be deemed to have come into force on the 1st day of December 1975.

11. Amendments to Schedules consequential to national superannuation—(1) The principal Act is hereby further amended—

- (a) By omitting from clause 1 (c) of the Seventh Schedule (as substituted by section 9 (1) of this Act), the words “a superannuation benefit”, and substituting the words “national superannuation”:
 - (b) By omitting from clause 1 (d) of the said Seventh Schedule the words “superannuation benefit” in both places where they occur, and substituting in each case the words “national superannuation”:
 - (c) By omitting from the proviso to the said clause 1 (d) the words “a superannuation benefit”, and substituting the words “national superannuation”:
 - (d) By omitting from clause 1 (c) of the Twelfth Schedule (as so substituted) the words “a superannuation benefit”, and substituting the words “national superannuation”:
 - (e) By omitting from clause 1 (d) of the said Twelfth Schedule the words “superannuation benefit” in both places where they occur, and substituting in each case the words “national superannuation”:
 - (f) By omitting from the proviso to the said clause 1 (d) the words “a superannuation benefit”, and substituting the words “national superannuation”.
- (2) This section shall come into force on the 9th day of February 1977.
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SCHEDULES

FIRST SCHEDULE

Section 7 (1)

AMENDMENTS TO PRINCIPAL ACT INCREASING RATES OF CERTAIN
PENSIONS AND ALLOWANCES IN RESPECT OF PERIOD 14 JANUARY 1976
TO 31 MARCH 1976

Provisions Amended	Expressions Omitted	Expressions Substituted
Third Schedule—	\$	\$
Clause 1	25.63	27.66
Fourth Schedule—		
Clause 2 (a)	17.51	19.12
Fifth Schedule—		
Clause 2	16.50	17.70
Sixth Schedule—		
Clause 3 (a)	25.63	27.66
Clause 3 (b)	25.63	27.66
Clause 3 (c) (i)	25.63	27.66
Clause 3 (c) (ii)	23.38	25.41
Clause 3 (d)	25.63	27.66
Clause 6 (a)	5.12	5.54
Seventh Schedule—		
Clause 1 (a)	1,332.76	1,438.32
Clause 1 (b)	2,665.52	2,876.64
Clause 1 (c)	1,332.76	1,438.32
Clause 1 (d)	1,332.76	1,438.32
	2,216.76	2,322.32
	2,632.76	2,738.32
Clause 3	2,446.60	2,574.00
Clause 4 (a)	266.24	288.08
Eleventh Schedule—		
Clause 1 (a)	910.52	994.24
Clause 3 (a)	17.51	19.12
Twelfth Schedule—		
Clause 1 (a)	1,332.76	1,438.32
Clause 1 (b)	2,665.52	2,876.64
Clause 1 (c)	1,332.76	1,438.32
Clause 1 (d)	1,332.76	1,438.32
	2,216.76	2,322.32
	2,632.76	2,738.32
Clause 3	2,821.52	3,032.64
Clause 4 (a)	266.24	288.08

Section 8 (1)

SECOND SCHEDULE

AMENDMENTS TO PRINCIPAL ACT INCREASING RATES OF CERTAIN PENSIONS AND ALLOWANCES IN RESPECT OF PERIOD 1 APRIL 1976 TO 27 JULY 1976

Provisions Amended	Expressions Omitted	Expressions Substituted
First Schedule—	\$	\$
Clause 1	22.10	25.90
Clause 2	13.30	15.55
Clause 3 (a)	2.40	2.85
Clause 3 (b)	2.30	2.70
Clause 3 (c)	1.65	1.95
Clause 3 (d)	1.65	1.95
Second Schedule—		
Clause 1	41	48.05
Third Schedule—		
Clause 1	25.63	27.66
Fourth Schedule—		
Clause 1	16.30	19.10
Clause 2 (a)	17.51	19.12
Clause 3	16.30	19.10
Clause 5	16.30	19.10
Fifth Schedule—		
Clause 2	16.50	17.70
Sixth Schedule—		
Clause 3 (a)	25.63	27.66
Clause 3 (b)	25.63	27.66
Clause 3 (c) (i)	25.63	27.66
Clause 3 (c) (ii)	23.38	25.41
Clause 3 (d)	25.63	27.66
Clause 6 (a)	5.12	5.54
Seventh Schedule—		
Clause 1 (a)	1,332.76	1,438.32
Clause 1 (b)	2,665.52	2,876.64
Clause 1 (c)	1,332.76	1,438.32
Clause 1 (d)	1,332.76	1,438.32
	2,216.76	2,322.32
	2,632.76	2,738.32
Clause 3	2,446.60	2,719.60
Clause 4 (a)	266.24	288.08
Eleventh Schedule—		
Clause 1 (a)	910.52	994.24
Clause 3 (a)	17.51	19.12

SECOND SCHEDULE—*continued* Section 8 (1)

AMENDMENTS TO PRINCIPAL ACT INCREASING RATES OF CERTAIN PENSIONS AND ALLOWANCES IN RESPECT OF PERIOD 1 APRIL 1976 TO 27 JULY 1976—*continued*

Provisions Amended	Expressions Omitted	Expressions Substituted
Twelfth Schedule—	\$	\$
Clause 1 (a)	1,332.76	1,438.32
Clause 1 (b)	2,665.52	2,876.64
Clause 1 (c)	1,332.76	1,438.32
Clause 1 (d)	1,332.76	1,438.32
	2,216.76	2,322.32
	2,632.76	2,738.32
Clause 3	2,821.52	3,032.64
Clause 4 (a)	266.24	288.08

THIRD SCHEDULE Section 9 (1)

NEW FIRST TO SEVENTH, NINTH, ELEVENTH, AND TWELFTH SCHEDULES TO PRINCIPAL ACT
(*Effective on and after 28 July 1976*)

"FIRST SCHEDULE Sections 20, 23,
28, 62, 65

MAXIMUM RATES OF PENSIONS FOR DISABLED MEMBERS

Part I—Members of Forces

1. Under section 20—
In every case \$25.90 a week.
2. Under section 23—
In certain cases of severe disablement (additional pension) \$15.55 a week.
3. Under section 28—
Clothing allowance (additional pension) as follows—
 - (a) Loss of 2 limbs or parts .. \$2.85 a week.
 - (b) Loss of leg or part \$2.70 a week.
 - (c) Loss of arm or part . . . \$1.95 a week.
 - (d) Use of mechanical appliance, etc. \$1.95 a week.

Part II—Members of Mercantile Marine

4. Under section 62—
The same rates as those specified in Part I of this Schedule.

Part III—Members of Emergency Reserve Corps

5. Under section 65—
The same rates as those specified in Part I of this Schedule.

Sections 29, 62, 65

"SECOND SCHEDULE

MAXIMUM RATES OF ALLOWANCES FOR SERVICES OF ATTENDANTS FOR
DISABLED MEMBERS*Part I—Members of Forces*

1. Under section 29—

In every case ... \$48.05 a week.

Part II—Members of Mercantile Marine

2. Under section 62—

The same rate as that specified in Part I of this Schedule.

Part III—Members of Emergency Reserve Corps

3. Under section 65—

The same rate as that specified in Part I of this Schedule.

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Sections 30, 62, 65

"THIRD SCHEDULE

MAXIMUM RATES OF PENSIONS FOR WIVES OF TOTALLY DISABLED
MEMBERS*Part I—Members of Forces*

1. Under section 30—

In every case \$30.18 a week.

Part II—Members of Mercantile Marine

2. Under section 62—

The same rate as that specified in Part I of this Schedule.

Part III—Members of Emergency Reserve Corps

3. Under section 65—

The same rate as that specified in Part I of this Schedule.

Part IV—General

4. The rate specified in clauses 1, 2, and 3 of this Schedule may, in the discretion of a War Pensions Board, be increased by the appropriate amount specified in the Eleventh Schedule to this Act if the wife has the care of a dependent child or children and her husband is in receipt of an economic pension under Part III of this Act.

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"FOURTH SCHEDULE Sections 32, 62, 65

MAXIMUM RATES OF PENSIONS FOR WIDOWS OF DECEASED MEMBERS

Part I—Members of Forces

1. Under section 32 (1)—
To the widow in every case \$19.10 a week.
2. Under section 32 (2)—
Additional mother's allowance to a widow—
 - (a) On account of first or only dependent child \$21.14 a week.
 - (b) On account of second dependent child \$3 a week.
 - (c) On account of each additional dependent child after the second \$1.25 a week.

Part II—Members of Mercantile Marine

3. Under section 32 (1) as applied by section 62—
To the widow in every case \$19.10 a week.
4. Under section 32 (2) as applied by section 62—
Additional mother's allowance to a widow with dependent child or children—
The same rates as those provided in clause 2 of Part I of this Schedule.

Part III—Members of Emergency Reserve Corps

5. Under section 32 (1) as applied by section 65—
To the widow in every case \$19.10 a week.
6. Under section 32 (2) as applied by section 65—
Additional mother's allowance to a widow with dependent child or children—
The same rates as those provided in clause 2 of Part I of this Schedule.

"FIFTH SCHEDULE Sections 36, 40,
62, 65

MAXIMUM RATES OF PENSIONS FOR CHILDREN OF DISABLED AND DECEASED MEMBERS

Part I—Members of Forces

1. Under section 36—
In ordinary cases \$3 a week.
2. Under section 40—
In certain cases where parents dead, or child not under control of its mother \$19.20 a week.

Part II—Members of Mercantile Marine

3. Under section 62—
The same rates as those specified in Part I of this Schedule.

Part III—Members of Emergency Reserve Corps

4. Under section 65—
The same rates as those specified in Part I of this Schedule.

Sections 59, 60, 62, 65 "SIXTH SCHEDULE

MAXIMUM RATES OF ECONOMIC PENSIONS AND INCOME EXEMPTIONS

Part I—Members of Forces

1. Under section 59—

Income exemption in respect
of claimant and husband
or wife (if any)—

- (a) In the case of a widow
with a child or
children of the
member dependent
upon her and sup-
ported by her to the
satisfaction of a
War Pensions Board \$21 a week.
(b) In any other case \$17 a week.

2. For the purposes of clause 1 of this Schedule, the expression 'child or children' includes, if a War Pensions Board thinks fit, a child or children in respect of whom a pension has been continued beyond the age of 16 years under section 43 of this Act.

3. Under section 60—

Economic pension, as fol-
lows—

- (a) To any member of the
forces \$30.18 a week.
(b) To the widow of a
deceased member
of the forces ... \$30.18 a week.
(c) To the widowed mother
of a deceased mem-
ber of the forces—
(i) Where the
claimant was wholly
dependent on the
member or was the
mother of 2 or more
sons, being deceased
members of the
forces \$30.18 a week.
(ii) In any other
case \$27.93 a week.
(d) To any person in re-
ceipt of a pension
under section 55 or
section 56 in respect
of his own disable-
ment \$30.18 a week.

"SIXTH SCHEDULE—*continued*

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| (e) To any widow in receipt of a pension under section 55 or section 56 in respect of the death of her husband or son | The rate of the pension that would be payable to her under paragraph (b) or paragraph (c) of this clause if her husband or son, as the case may be, had been a member of the forces. |
| (f) To any person who is disqualified from receiving a pension under section 56 by reason only that the pension received by him from an overseas Government is not less than the pension that would be payable under Part II of this Act in respect of a member of the New Zealand forces | The difference between the rate of the pension paid to the claimant by an overseas Government and the aggregate rate of the pensions that would be payable to the claimant under Parts II and III of this Act if the person in respect of whose disablement or death the overseas pension is paid had been a member of the New Zealand forces. |

Part II—Members of Mercantile Marine

4. Under section 62—

The same rates as those specified in Part I of this Schedule.

Part III—Members of Emergency Reserve Corps

5. Under section 65—

The same rates as those specified in Part I of this Schedule.

Part IV—General

6. (a) The rates specified in clauses 3, 4, and 5 of this Schedule shall be increased by \$6.04 a week in any case where the claimant or pensioner is an unmarried person.

(b) The rates specified in clauses 3, 4, and 5 of this Schedule may, in the discretion of a War Pensions Board, be increased by the appropriate amount specified in the Eleventh Schedule to this Act if the pensioner has the care of a dependent child or children.

Sections 69, 70, 74 "SEVENTH SCHEDULE

RATES OF WAR VETERANS' ALLOWANCES

(1) Under section 69—

- (a) To an unmarried veteran \$1,569.36 a year, diminished by \$1 for every complete \$2 of the total annual income of the veteran in excess of \$884 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.
- (b) To a married male veteran who is qualified to receive an allowance on account of his wife, in respect of himself and his wife \$3,138.72 a year, diminished by \$1 for every complete \$2 of the total annual income of the veteran and his wife (exclusive of any allowance under Part VI of this Act) in excess of \$884 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.
- (c) To a married veteran whose wife or husband is granted, in her or his own right, a war veteran's allowance, economic pension, or war service pension under this Act, or a benefit (other than a superannuation benefit) under Part I of the Social Security Act 1964 \$1,569.36 a year, diminished by 50c for every complete \$2 of the total annual income of the veteran and his or her spouse in excess of \$884 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 any other married veteran \$1,569.36 a year, diminished by \$1 for every complete \$2 of the total annual income of the veteran and the spouse of the veteran, including the amount of any superannuation benefit under Part I of the Social Security Act 1964 granted to the spouse of the veteran, in excess of \$2,453.36 a year but not in excess of \$2,869.36 a year, and by \$3 for every complete \$4 of such income, including superannuation benefit, in excess of \$2,869.36 a year.

"SEVENTH SCHEDULE—*continued*

Provided that, if the spouse of the veteran is not in receipt of a superannuation benefit under Part I of the Social Security Act 1964, the rate of war veteran's allowance payable to the veteran shall not be less than the rate of the war veteran's allowance that would be payable to a married male veteran under paragraph (b) of this clause, but the rate of allowance payable hereunder shall not exceed \$1,569.36 a year.

2. Under section 70—

Age supplement—

- (a) Where a married male veteran and his wife have both attained the age of 65 years \$156 a year.
- (b) Where a married female veteran has attained the age of 65 years \$78 a year.
- (c) In any other case where the veteran or the wife of a male veteran has attained the age of 65 years \$78 a year.

3. Under section 74—

Special allowance where veteran dies leaving widow or dependent child Not exceeding \$2,876.64 a year.

4. General—

- (a) The rates specified in clause 1 of this Schedule shall be increased by \$314.08 a year in any case where the person claiming or in receipt of the allowance is an unmarried person.
- (b) The rates specified in clause 1 of this Schedule may, in the discretion of a War Pensions Board, be increased by the appropriate amount specified in the Eleventh Schedule to this Act if the veteran or the wife of the veteran has the care of a dependent child or children.

Section 21

"NINTH SCHEDULE

PENSIONS PAYABLE FOR SPECIFIC DISABILITIES

Nature of Disability	Percentage of Full Pension Payable in Cases of Total Disablement
Total blindness	100
Incurable insanity	100
Very severe facial disfigurement	100
Lower limb amputation through hip joint	100
Lower limb amputation through upper third of thigh (if without useful stump)	100
Upper limb amputation (where an artificial arm cannot be fitted with retention of elbow joint function)	100
Lower limb amputation through upper third of thigh (if with useful stump)	90
Permanent loss of speech	90
Lower limb amputation through knee joint or middle or lower third of thigh	85
Total deafness	85
Upper limb amputation (where an artificial arm can be fitted with retention of elbow joint function), but not beyond all the metacarpo-phalangeal joints	80
Severe facial disfigurement	80
Lower limb amputation, but not beyond the tarso-metatarsal joint	75
Loss of 1 eye	50
Loss of 4 fingers	50
Loss of 3 fingers	40
Loss of thumb	40
Loss of 2 fingers	25
Loss of index finger of either hand	20

NOTE TO SCHEDULE

For the purposes of this Schedule, 'loss of' and 'amputation of' include 'permanent loss of the use of'.

"ELEVENTH SCHEDULE

Section 75B

ADDITIONAL AMOUNTS FOR DEPENDENT CHILDREN

1. To any veteran or serviceman receiving a war veteran's allowance or a war service pension at the rate payable to an unmarried person—
 - (a) On account of first or only dependent child \$1,099.28 a year.
 - (b) On account of second dependent child \$156 a year.
 - (c) On account of each additional dependent child after the second \$65 a year.
2. To any veteran or serviceman receiving or qualified to receive a war veteran's allowance or a war service pension in respect of himself and his wife, or the wife of any such veteran or serviceman—
 - (a) On account of first or only dependent child \$156 a year.
 - (b) On account of each additional dependent child after the first \$65 a year.
3. To any person receiving an economic pension at the rate payable to an unmarried person—
 - (a) On account of first or only dependent child \$21.14 a week.
 - (b) On account of second dependent child ... \$3 a week.
 - (c) On account of each additional dependent child after the second ... \$1.25 a week.
4. To any person receiving an economic pension at the rate payable to a married person, or a wife's pension—
 - (a) On account of first or only dependent child \$3 a week.
 - (b) On account of each additional dependent child after the first \$1.25 a week.

Sections 66E, 66F, 66J "TWELFTH SCHEDULE

RATES OF WAR SERVICE PENSIONS

1. Under section 66E—

- (a) To an unmarried serviceman \$1,569.36 a year diminished by \$1 for every complete \$2 of the total annual income of the serviceman in excess of \$884 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.
- (b) To a married male serviceman who is qualified to receive a pension on account of his wife, in respect of himself and his wife \$3,138.72 a year, diminished by \$1 for every complete \$2 of the total annual income of the serviceman and his wife (exclusive of any pension under Part VA of this Act) in excess of \$884 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.
- (c) To a married serviceman whose wife or husband is granted in her or his own right, a war service pension, war veteran's allowance, or economic pension under this Act, or a benefit (other than a superannuation benefit) under Part I of the Social Security Act 1964 \$1,569.36 a year, diminished by 50c for every complete \$2 of the total annual income of the serviceman and his or her spouse in excess of \$884 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 any other married serviceman \$1,569.36 a year, diminished by \$1 for every complete \$2 of the total annual income of the serviceman and the spouse of the serviceman, including the amount of any superannuation benefit under Part I of the Social Security Act 1964 granted to the spouse of the serviceman, in excess of \$2,453.36 a year but not in excess of \$2,869.36 a year, and by \$3 for every complete \$4 of such income, including superannuation benefit, in excess of \$2,869.36 a year:

"TWELFTH SCHEDULE—*continued*

Provided that, if the spouse of the serviceman is not in receipt of a superannuation benefit under Part I of the Social Security Act 1964, the rate of war service pension payable to the serviceman shall not be less than the rate of the war service pension that would be payable to a married male serviceman under paragraph (b) of this clause, but the rate of pension payable hereunder shall not exceed \$1,569.36 a year.

2. Under section 66F—

Age supplement—

- (a) Where a married male serviceman and his wife have both attained the age of 65 years \$156 a year.
- (b) Where a married female 'serviceman' has attained the age of 65 years . \$78 a year.
- (c) In any other case where the serviceman or the wife of a male serviceman has attained the age of 65 years . . . \$78 a year.

3. Under section 66J—

Continuation of pension where serviceman dies leaving a widow or dependent child or children A rate not exceeding \$3,294.72 a year, plus additional pension for dependent child or children (if any).

4. General—

- (a) The rates specified in clause 1 of this Schedule shall be increased by \$314.08 a year in any case where the person claiming or in receipt of the pension is an unmarried person.
- (b) The rates specified in clause 1 of this Schedule may, in the discretion of a War Pensions Board, be increased by the appropriate amount specified in the Eleventh Schedule to this Act if the pensioner or the wife of the pensioner has the care of a dependent child or children."