

# **Deaths by Accidents Compensation Amendment Act 2005**

Public Act 2005 No 7  
Date of assent 24 March 2005

## **Contents**

	Page
1 Title	1
2 Commencement	1
3 Application	2
4 Interpretation	2
5 Action to be for benefit of family	2
6 Persons who may apply for order or variation of order	2

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### **The Parliament of New Zealand enacts as follows:**

#### **1 Title**

- (1) This Act is the Deaths by Accidents Compensation Amendment Act 2005.
- (2) In this Act, the Deaths by Accidents Compensation Act 1952 is called “the principal Act”.

#### **2 Commencement**

This Act comes into force on 26 April 2005.

### 3 Application

The amendments to the principal Act in sections 4 to 6 apply only to actions brought in respect of persons who die on or after the commencement of this Act.

### 4 Interpretation

(1) Section 2(1) of the principal Act is amended by omitting from the definition of **dependant** the words “wife, husband,” in both places where they appear, and substituting in each case the words “spouse, civil union partner.”

(2) Section 2(1) of the principal Act is amended by repealing the definition of **wife**, and substituting the following definition:

“**spouse and civil union partner** includes, in relation to a deceased person, a person who—

“(a) has been the deceased person’s spouse or civil union partner, as the case may be; and

“(b) at the time of the deceased person’s death, was maintained or entitled to be maintained by the deceased person either wholly or partly, or would, but for the incapacity due to the accident from which the deceased person’s death resulted, have been so maintained or entitled”

### 5 Action to be for benefit of family

Section 5 of the principal Act is amended by omitting the words “wife or husband”, and substituting the words “spouse or civil union partner”.

### 6 Persons who may apply for order or variation of order

(1) Section 19(b) of the principal Act is amended by omitting the words “husband or wife”, and substituting the words “spouse or civil union partner”.

(2) Section 19(c) of the principal Act is amended by inserting, after the word “marriage”, the words “or civil union”.

2005 No 7

**Deaths by Accidents Compensation  
Amendment Act 2005**

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**Legislative history**

10 March 2005

Divided from Relationships (Statutory References)

15 March 2005

Bill (Bill 151-2) as Bill 151-3D

Third reading

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