

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE HOUSE]

House of Representatives, 22 September 1982.

Words struck out are shown in italics within bold round brackets, or with black rule at beginning and after last line; words inserted are shown in roman underlined with a double rule, or with double rule before first line and after last line.

Hon. V. S. Young

SOCIAL SECURITY AMENDMENT

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No. 56—2

Price \$1.35

A BILL INTITULED

An Act to amend the Social Security Act 1964

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows: 5

1. Short Title—This Act may be cited as the Social Security Amendment Act 1982, and shall be read together with and deemed part of the Social Security Act 1964* (hereinafter referred to as the principal Act).

*Reprinted 1975, Vol. 4, p. 2951

Amendments: 1976, No. 40; 1977, No. 120; 1977, No. 133; 1978, No. 58; 1979, No. 14; 1980, No. 157; 1980, No. 158; 1981, No. 46

PART I

10

MONETARY BENEFITS

2. Interpretation—(1) Section 3 (1) of the principal Act is hereby amended by repealing the definitions of the terms “benefit” and “child”, and substituting the following definitions: 15

“ ‘Benefit’ means a monetary benefit payable under this Part of this Act; and includes—

“(a) National superannuation:

“(b) A child supplement payable under section 61A of this Act: 20

“(c) An accommodation benefit payable under section 61E of this Act:

“(d) A handicapped child’s allowance payable under section 39A of this Act:

“(e) A disability allowance payable under section 25 69C of this Act—

but does not include a lump sum payable under section 61DC, section 61DD, or section 61DE of this Act:

“ ‘Child’ means a child under the age of 16 years; and 30 includes a stepchild; and ‘father’, ‘mother’, and ‘parent’ have corresponding meanings:”.

(2) The following enactments are hereby consequentially repealed:

(a) So much of the Schedule to the Status of Children Act 35 1969 as relates to the principal Act:

(b) Section 2 (1) of the Social Security Amendment Act 1975:

(c) Section 2 (1) and (3) of the Social Security Amendment Act 1978:

(d) Section 2 (2) and (3) of the Social Security Amendment Act 1979:

5 (e) Section 2 of the Social Security Amendment Act 1981.

3. Rates of national superannuation—(1) Section 15 (1) of the principal Act is hereby amended by repealing paragraph (a), and substituting the following paragraph:

10 “(a) In the case of a married couple both of whom are entitled to receive national superannuation, a sum that will produce for each of them in March and September each year an amount which, after tax is deducted pursuant to the tax code “G” (as specified in section 344 of the Income Tax Act 1976), is equal to half the amount that is 80 percent of the sum that would be paid to a person, after tax is deducted pursuant to the tax code “A” (as so specified), if he were paid at the rate of the average ordinary time weekly wage, as disclosed by the quarterly employment survey of salaries and wages conducted by the Department of Labour in the previous November and May, respectively.”

(2) Section 3 of the Social Security Amendment Act (No. 2) 1980 is hereby consequentially repealed.

25 (3) This section shall come into force on the 1st day of October 1982.

4. Repealing provisions relating to termination of national superannuation on death—(1) Section 18 of the principal Act (as substituted by section 4 (1) of the Social Security Amendment Act 1976) is hereby repealed.

(2) Section 6 of the Social Security Amendment Act 1978 is hereby consequentially repealed.

5. Liable parent to contribute towards cost of benefit and child supplement—(1) Section 27K of the principal Act 35 (as inserted by section 7 of the Social Security Amendment Act 1980) is hereby amended by repealing subsection (1), and substituting the following subsection:

40 “(1) (Every) Subject to section 27ZG of this Act, every liable parent shall contribute towards the cost of the benefit the amount of \$10 a week or an amount calculated in accordance with the provisions of section 27N of this Act and of the Twentieth Schedule to this Act, whichever is the

greater amount, but in no case shall a liable parent be required to contribute more than the weekly amount of benefit payable to the beneficiary.”

(2) Notwithstanding the provisions of subsection (1) of this section and of section 22 of this Act, if any liable parent was, 5 immediately before the commencement of this section, required to make a contribution under section 27K of the principal Act of \$10 or more a week, that weekly contribution shall continue in force, as if section 22 of this Act had not been enacted, until the contribution is reassessed in accordance 10 with subsection (3) of this section.

(3) Any contribution continued in force under subsection (2) of this section shall be reassessed in accordance with section 27K (1) of the principal Act (as substituted by subsection (1) of this section) and the Twentieth Schedule to 15 the principal Act (as substituted by section 22 of this Act) on and after the date such contribution is first reviewed under section 27ZH of the principal Act.

(4) Notwithstanding the provisions of section 27K (2) of the principal Act, if any liable parent was, immediately before the 20 commencement of this section, required to make a contribution under the said section 27K of less than \$10 a week, or to make no contribution after an assessment under section 27N of the principal Act, that parent shall make a contribution of \$10 a week on and after the commencement of 25 this section.

6. Commission to assess contribution and notify liable parent—Section 27N (1) of the principal Act (*(as so inserted)*) (as inserted by section 7 of the Social Security Amendment

Act 1980) is hereby amended by inserting, after the words 30 “provisions of”, the words “section 27K of and”.

7. Period for which sickness benefit payable—

(1) Section 57 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection: 35

“(1) A sickness benefit shall not be payable in respect of the first 7 days of any period of incapacity unless the Commission, in respect of any class of case or any particular case, determines that the benefit shall be payable for all or any part of that period of 7 days.” 40

(2) Section 16 of the Social Security Amendment Act 1972 is hereby consequentially repealed.

8. Period for which unemployment benefit payable—

(1) The principal Act is hereby further amended by repealing section 60, and substituting the following section:

5 “60. (1) In the case of a married applicant, or an unmarried applicant who is caring for a child or children in respect of whom a family benefit is payable under section 32 of this Act, unemployment benefit shall commence on—

“(a) The 7th day after the date of receipt of the application for the benefit; or

10 “(b) The 8th day after the date on which the applicant’s salary or wages (including holiday pay) ceased— whichever is the later date.

“(2) In the case of an unmarried applicant without dependants, unemployment benefit shall commence on—

15 “(a) The 14th day after the date of receipt of the application for the benefit; or

“(b) The 15th day after the date on which the applicant’s salary or wages (including holiday pay) ceased— whichever is the later date.

20 “(3) Notwithstanding the provisions of subsection (1) or subsection (2) of this section, the Commission may determine, in respect of any class of case or any particular case, that the benefit shall commence on an earlier date.

“(4) Notwithstanding anything in subsection (1) or 25 subsection (2) of this section but subject to subsection (5) of this section, if the Commission determines, in respect of any class of applicant or any particular applicant, that the average weekly earnings (including any benefit paid under this Part of this Act) for the period of 12 months preceding the 30 date of receipt of the application are sufficient to enable that class of applicant or that applicant, as the case may be, to maintain himself and his family (if any) notwithstanding a period of temporary unemployment, the Commission may postpone the date of commencement of the benefit for a 35 period not exceeding 4 weeks after the date on which the benefit would otherwise commence under subsection (1) or subsection (2) of this section, as the case may be.

“(5) The Commission shall not exercise its powers under subsection (4) of this section in respect of any applicant whose 40 loss of employment was caused by the permanent closure of his place of employment or by redundancy.

“(6) The Commission may in its discretion postpone or further postpone for such period, not exceeding 6 weeks, as it

determines the commencement of an unemployment benefit or, as the case may require, terminate any such benefit already granted, if it is satisfied that—

“(a) The applicant has voluntarily become unemployed without a good and sufficient reason; or 5

“(b) The applicant has lost his employment by reason of any misconduct as a worker; or

“(c) The applicant or beneficiary has refused or failed, without a good and sufficient reason, to accept any offer of suitable employment; or 10

“(d) The applicant or beneficiary has refused or failed, without a good and sufficient reason, to engage in a course of training for the improvement of his capacity or suitability for employment; or

“(e) The applicant or beneficiary has failed to take 15 reasonable steps to obtain suitable work.

“(7) If the Commission has postponed or further postponed the commencement of an unemployment benefit under this section, it may require the applicant to lodge a further application on the expiry of the period of 20 postponement.

“(8) Except as provided in this section and unless the beneficiary becomes entitled to receive some other benefit, an unemployment benefit shall continue to be payable for such period not exceeding 26 weeks as the Commission determines 25 so long as the beneficiary satisfies the conditions prescribed by section 58 of this Act, and may from time to time be renewed for such further period not exceeding 26 weeks as the Commission determines so long as the beneficiary continues to satisfy those conditions. 30

“(9) If any person, while in receipt of an unemployment benefit, becomes temporarily incapacitated for work through sickness, he may be granted a sickness benefit instead of the unemployment benefit; and in any such case the sickness benefit shall be computed as if the unemployment benefit 35 previously payable were earnings of the beneficiary.”

(2) The following enactments are hereby consequentially repealed:

(a) Section 11 of the Social Security Amendment Act 1976:

(b) Section 13 of the Social Security Amendment Act 1978: 40

(c) Section 5 of the Social Security Amendment Act 1981.

(3) Subsections (4) and (5) of section 60 of the principal Act (as substituted by subsection (1) of this section) shall come into force on the 1st day of January 1983.

New

“(2) In sections 61DC and 61DE of this Act, the term ‘assets’ does not include, in relation to any deceased person or to any parent or guardian of a deceased child (such deceased person and any such parent or guardian being hereinafter referred to in this section as the ‘relevant person’),— 5

“(a) The dwellinghouse or other residential unit that was, on the date of death of the deceased person or the deceased child, used habitually or from time to time by the relevant person as the only or principal 10 family residence, or any land, buildings, or improvements appurtenant to any such dwellinghouse or unit and used wholly or principally for the purposes of the household of the relevant person; or 15

“(b) Chattels which, on the date of death of the deceased person or the deceased child, are owned by the relevant person or are in the possession of the relevant person pursuant to a hire purchase agreement or conditional sale agreement or an 20 agreement for lease or hire, and which are—

“(i) Household furniture or household appliances, effects, or equipment, used wholly or principally for the purposes of the household of the relevant person; or 25

“(ii) Articles of household or family use or amenity or of household ornament, including tools, garden effects, and equipment, used wholly or principally for the purposes of the household of the relevant person; or 30

“(iii) Motor vehicles, caravans, trailers, or boats, used wholly or principally, in each case, for family purposes; or

“(iv) Accessories of a chattel to which subparagraph (iii) of this paragraph applies; or 35

“(v) Household pets; or

“(c) Any undivided beneficial freehold interest in common in Maori freehold land held by the relevant person.

“(2A) In this section and in section 61DE of this Act, the term ‘guardian’ includes any person for the time being having 40 the care of a child.

“(3) In sections 61DC and 61DE of this Act, reference to the annual income of any person shall be deemed to be a reference to the estimated income of the person concerned for the period of 52 weeks commencing on the day following the
5 date of death of the deceased person in respect of whom application is made; and that income shall be computed in accordance with section 64 of this Act.

“61DA. **Cessation of benefit on death**—On the death of a beneficiary the following provisions shall apply:

10 “(a) In the case of a sickness benefit or an unemployment benefit, or a related emergency benefit, the benefit shall cease on the date of death of the beneficiary or, if the Commission so determines, at the end of the week in which the beneficiary died:

15 “(b) In the case of a person in receipt of national superannuation, that person’s entitlement to national superannuation shall cease on the day following the pay day immediately preceding the date of death, but if a person dies on a pay day, the entitlement to national superannuation shall cease
20 on the day following that pay day:

“ (c) In any other case, except as otherwise provided in this Act, the benefit shall cease on the date of death of the beneficiary or such later date as the
25 Commission determines, being not later than the end of the pay period in which the beneficiary died.

“61DB. **Continuation of benefit after death of beneficiary**—Notwithstanding anything in section 61DA of this Act, if a beneficiary in receipt of national superannuation, or of a
30 widow’s, domestic purposes, invalid’s, miner’s, sickness, or unemployment benefit, or of a related emergency benefit, dies leaving a spouse or child not entitled to a lump sum payment under section 124 of the Accident Compensation Act 1972, the Commission shall—

35 “(a) In the case of national superannuation, or a widow’s, domestic purposes, invalid’s, miner’s, or a related emergency benefit, continue to pay the benefit for the 2 fortnightly instalments following the date of death:

40 “(b) In the case of a sickness or unemployment benefit, or a related emergency benefit, continue to pay the benefit for the 4 weekly instalments following the date of death.

“61DC. Payment of lump sum subject to income and means test—(1) Where any person who is ordinarily resident in New Zealand on the date of death dies leaving a surviving spouse or child not entitled to a lump sum payment under section 124 of the Accident Compensation Act 1972, and the net value of the assets in the deceased’s estate is less than \$6,000, the following provisions, subject to subsection (2) of this section, shall apply: 5

“(a) Where there is a surviving spouse, but no surviving children, and the annual income of the surviving spouse is such that it would not prevent the payment of an invalid’s, widow’s, or domestic purposes benefit to that spouse if he or she was otherwise qualified to receive it, the Commission shall pay, in accordance with section 61DF of this Act, the sum of \$1,000 less the amount of any money payable under section 61DB of this Act: 10 15

“(b) Where there is a surviving spouse and a surviving child or children, and the combined annual income of the surviving spouse and children is such that it would not prevent the payment of an invalid’s, widow’s, or domestic purposes benefit to that spouse if he or she was in receipt of that combined income and otherwise qualified to receive such a benefit, the Commission shall pay, in accordance with section 61DF of this Act,— 20 25

“(i) The sum of \$1,000 in respect of the surviving spouse, less the amount of any money payable under section 61DB of this Act; and

“(ii) A sum of \$500 in respect of each surviving child: 30

“(c) Where there is 1 surviving child, but no surviving spouse, and the annual income of the child is such that it would not prevent the payment of an orphan’s benefit if he or she was otherwise qualified to receive it, the Commission shall pay \$500 in accordance with section 61DF of this Act: 35

“(d) Where there is 1 or more surviving children, but no surviving spouse, paragraph (c) of this subsection shall apply in respect of each child as if that child was the sole surviving child, and in addition the Commission shall pay, in accordance with section 61DF of this Act, the sum of \$1,000 less the amount of any money payable under section 61DB of this Act. 40 45

“(2) Subsection (1) (a) and subsection (1) (b) (i) of this section shall not apply in respect of a surviving spouse who is entitled to a lump sum payment or continuation of pension or allowance under section 31A, section 61A, section 66J, section 5 66K, section 74, or section 75 of the War Pensions Act 1954.

“(3) If the quantum of the assets in a deceased’s estate, or the income derived or to be derived by an applicant, has not been finally determined, and there is thus a doubt as to whether the applicant is entitled to a lump sum payment 10 under subsection (1) of this section, the Commission may in its discretion advance the amount of the lump sum on the condition that it will be repaid to the Department if it is subsequently established that the applicant was not entitled to it.

15 “61DD. **Payment of unmarried person’s funeral expenses**—If a person dies without leaving a spouse or child and—

“(a) Family benefit was not payable under section 32 of this Act in respect of that person immediately 20 before his death;

“(b) The provisions of section 122 of the Accident Compensation Act 1972 do not apply in respect of the deceased person; and

25 “(c) A payment under regulation 45 of the War Pensions Regulations 1956, or an analogous payment, is not payable in respect of the deceased person—

the Commission may in its discretion pay a lump sum not exceeding \$500 to meet any funeral expenses that are not able to be paid from the deceased’s estate before the payment of 30 any other debts.

“61DE. **Payment of lump sum on death of child, subject to income and means test**—If a child in respect of whom family benefit is payable under section 32 of this Act, or in respect of whom a child’s war pension is payable under the 35 War Pensions Act 1954, dies and—

“(a) The provisions of section 122 of the Accident Compensation Act 1972 do not apply in respect of that child; and

40 “(b) The annual income of the parents or guardian caring for the child on the date of death is such that it would not prevent the payment of an invalid’s benefit to either parent or guardian if he or she was otherwise qualified to receive it; and

“(c) The assets of those parents or that guardian do not exceed \$6,000—
the Commission may in its discretion pay the sum of \$500 to those parents or that guardian, as the case may be.

“61DF. **Method of making payments**—Any payment 5
under section 61DC or section 61DD of this Act shall be made, in the discretion of the Commission,—

- “(a) To the spouse or any child of the deceased, or to some other person for the benefit of the spouse or any child of the deceased; or 10
- “(b) To the estate of the deceased, or to any person who has paid the deceased’s funeral expenses; or
- “(c) In the case of a lump sum payable under section 61DD of this Act, to the appropriate funeral director.

“61DG. **Applications for lump sum payments after 15 death**—The Commission shall not make any payment under section 61DC, section 61DD, or section 61DE of this Act unless application for payment is received by the Department within 6 months after the date of death of the person in respect of whom it is payable.” 20

(2) The following enactments are hereby consequentially repealed:

- (a) Section 7 of the Social Security Amendment Act 1974;
- (b) Section 13 of the Social Security Amendment Act 1976;
- (c) Section 15 (1) of the Social Security Amendment Act 25 1978.

10. Repealing provisions relating to television-licence-fee concessions—(1) Section 69B of the principal Act is hereby repealed.

(2) The following enactments are hereby consequentially 30 repealed:

- (a) Section 11 of the Social Security Amendment Act 1975;
- (b) Section 18 of the Social Security Amendment Act 1976;
- (c) Section 20 of the Social Security Amendment Act 1978.
- (3) This section shall come into force on the 1st day of 35 October 1982.

11. Disability allowance—(1) Section 69c (1) (f) of the principal Act (as inserted by section 12 (1) of the Social Security Amendment Act 1975) is hereby amended by omitting the word “wife”, and substituting the word 40 “spouse”.

(2) Section 69C of the principal Act (as so inserted) is hereby further amended by adding the following subsection:

“(5) Notwithstanding anything in this section, if—

5 “(a) A married person is in receipt of national superannuation, or of an invalid’s, miner’s, sickness, unemployment, or related emergency benefit, or of a war pension or allowance granted under the War Pensions Act 1954 which in the Commission’s opinion is analogous to any such benefit; and

10 “(b) The spouse of that married person is a patient in a hospital as defined in section 75 (1) of this Act; and

15 “(c) That spouse is in receipt of a reduced benefit under section 75 (3) or (4) of this Act, or is in receipt of a reduced pension or allowance, as a result of hospitalisation, under the War Pensions Act 1954 or under any regulations in force under that Act—

the Commission shall grant a special disability allowance of \$10 a week to that married person for the purpose of defraying 20 expenses arising from the spouse’s hospitalisation.”

Struck Out

(3) In respect of the period commencing on the date on which this Act receives the Governor-General’s assent and ending with the 9th day of November 1982, the Nineteenth 25 Schedule to the principal Act (as substituted by section 10 (2) of the Social Security Amendment Act 1981) shall be read as if there were substituted for clause 2 the following clause:

“(2) Maximum rate of disability allowance—

30 “(a) If section 69C (5) is applicable ... S21 a week.
 “(b) In any other case ... S11 a week.”

12. Beneficiaries in hospital—(1) The principal Act is hereby further amended by repealing section 75, and substituting the following section:

35 “75. (1) For the purposes of this section, ‘hospital’ means a hospital maintained by a Hospital Board under the Hospitals Act 1957; and includes a psychiatric hospital within the meaning of the Mental Health Act 1969.

40 “(2) Notwithstanding anything to the contrary in this Part of this Act, if a married person with no dependent children, or an unmarried person, who is in receipt of a benefit under this Part of this Act (other than a family benefit or an orphan’s benefit), or who becomes entitled to receive such a benefit, is a patient in a hospital for a period of 13 weeks or less, the rate of the benefit shall not be affected.

“(3) If a person to whom subsection (2) of this section applies is a patient in a hospital for more than 13 weeks, the rate of benefit payable on and after the commencement of the 14th week of hospitalisation, subject to subsection (4) of this section, shall be \$10 a week or, in the case of national 5 superannuation, such amount as will, after tax is deducted pursuant to the tax code “G” (as specified in section 344 of the Income Tax Act 1976), be equal to \$10 a week.

“(4) Notwithstanding the provisions of subsection (3) of this section, the Commission may in its discretion— 10

“(a) Pay to any patient to whom that subsection applies a higher rate than \$10 a week after having regard to the patient’s personal financial circumstances; or

“(b) Pay to any such patient a lower rate than \$10 a week after having regard to the patient’s capacity to 15 appreciate the payments.

“(5) If, after 13 weeks hospitalisation, a married person’s benefit is reduced under subsection (3) or subsection (4) of this section, and that person’s spouse is either not in hospital or has been in hospital for less than 13 weeks, any benefit 20 payable to or in respect of the spouse shall be increased, on the same date as the effective date of such reduction, by an amount equal to the difference between the maximum rate of benefit payable to an unmarried person and the maximum rate of benefit payable in respect of a married person whose 25 spouse is receiving a benefit.

“(6) In any case where the rate of a benefit has been reduced in accordance with this section and the beneficiary in hospital is absent from the hospital for not more than 28 days, the rate of benefit payable on return to hospital shall be 30 determined as if that absence had not occurred.

“(7) Nothing in this section shall be construed to entitle an unmarried person or a married couple to receive a greater amount of benefit, as a result of hospitalisation, than would 35 otherwise have been payable.”

(2) The following enactments are hereby consequentially repealed:

(a) Section 24 of the Social Security Amendment Act 1976:

(b) Section 11 of the Social Security Amendment Act 1981.

(3) If a married person with no dependent children is a 40 patient in hospital on the date of commencement of this section, section 75 of the principal Act shall continue to apply in respect of that person, while he or she remains in hospital, as if this section had not come into force until the expiry of 13 weeks after that date. 45

13. Forfeiture of benefit during detention in a penal institution—(1) The principal Act is hereby further amended by repealing section 76, and substituting the following section:

5 “76. (1) Except as provided in subsection (2) or subsection (3) of this section, a benefit shall not be payable in respect of any period during which the beneficiary is imprisoned or detained in a penal institution, as defined in the Penal Institutions Act 1954, pursuant to a sentence of imprison-
10 ment, preventive detention, or corrective training.

“(2) If a person in receipt of national superannuation is so imprisoned or detained, the Commission may, in its discretion, continue payment of national superannuation for 2 pay days after the date of imprisonment or detention.

15 “(3) The Commission may, in its discretion, pay all or any part of the benefit to the spouse of a beneficiary who has been so imprisoned or detained, or to any responsible person for the benefit of the spouse or of any dependent child or children of such a beneficiary.

20 “(4) If a beneficiary is remanded in custody by a Court pending a further appearance before a Court, his benefit shall not be payable in respect of any period during which he is so in custody, but the Commission may in its discretion pay all or any part of the benefit in respect of that period after having
25 regard to the beneficiary’s financial circumstances and commitments.

“(5) For the purposes of this section, the Commission may in its discretion regard as a period of imprisonment or detention in a penal institution, or a period of remand in
30 custody, any period during which a person is a patient in a hospital within the meaning of section 75 (1) of this Act while serving a sentence of imprisonment, preventive detention, or corrective training, or while remanded in custody.”

(2) The following enactments are hereby consequentially
35 repealed:

(a) Section 25 of the Social Security Amendment Act 1976;

(b) Section 16 of the Social Security Amendment Act 1977.

14. Payment of benefits into bank account—(1) Section 82 of the principal Act (as substituted by section 23 (1) of the
40 Social Security Amendment Act 1978) is hereby amended by adding the following subsection:

“(7) It shall be a condition of every benefit payable under this Part of this Act that the applicant or beneficiary shall—

“(a) Supply the Department with particulars of an existing *(bank)* account held by the applicant or beneficiary with the Post Office, a private savings bank, a trading bank, *(or)* a trustee savings bank, or a building society (being a building society approved for the purpose by the Minister of Social Welfare after consultation with the Minister of Finance); or

“(b) Open such an account, if one is not held, and supply the Department with particulars of the account—and every instalment of the benefit may be paid by the Commission into the account.”

(2) Section 14 of the Social Security Amendment Act 1975 is hereby repealed.

15. Repealing provisions relating to termination of benefit on death—(1) Section 85 of the principal Act is hereby repealed.

(2) The following enactments are hereby consequentially repealed:

- (a) Section 4 of the Social Security Amendment Act 1967:
- (b) Section 27 of the Social Security Amendment Act 1972:
- (c) Section 13 of the Social Security Amendment Act 1973:
- (d) Section 15 of the Social Security Amendment Act 1975:
- (e) Section 29 of the Social Security Amendment Act 1976:
- (f) Section 25 of the Social Security Amendment Act 1978.

16. Recovery of payments made in error, etc.—Section 86 of the principal Act is hereby amended by inserting, after subsection (1A), the following subsection:

“(1B) If a person has obtained payment or received an advance of, or has received credit for, any lump sum payable under section 61DC, section 61DD, or section 61DE of this Act to which he is not entitled, the sum of that money shall constitute a debt due to the Crown and may be recovered at the suit of any member of the Commission, or the Commission may recover that debt by deduction from any benefit thereafter payable to that person.”

17. Increasing rates of benefits in respect of period 20 January 1982 to 20 July 1982—(1) In respect of the period commencing on the 20th day of January 1982 and ending

with the 20th day of July 1982, 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 opposite to it in the second column of that Schedule, 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 20th day of January 10 1982.

18. Increasing rates of benefits on and after 21 July 1982—(1) The principal Act is hereby further amended by repealing the Third to Tenth, Twelfth, Fourteenth, Sixteenth, and Seventeenth Schedules (as substituted by section 17 (1) of the Social Security Amendment Act 1981), and substituting the Third to Tenth, Twelfth, Fourteenth, Sixteenth, and Seventeenth Schedules set out in the Second Schedule to this Act.

(2) Sections 15 to 17 of, and the Third to Fifth Schedules to, the Social Security Amendment Act 1981 are hereby consequentially repealed.

(3) This section and the Second Schedule to this Act shall be deemed to have come into force on the 21st day of July 1982.

19. Increasing rates of certain child supplements on and after 13 October 1982—(1) The Fourteenth Schedule to the principal Act (as substituted by section 18 (1) of this Act) is hereby amended—

(a) By omitting from clause 1 (a) (ii) the expression “\$260”, and substituting the expression “\$312”;

(b) By omitting from clause 1 (b) the expression “\$260”, and substituting the expression “\$312”;

(c) By omitting from clause 2 (a) (ii) the expression “\$5”, and substituting the expression “\$6”;

(d) By omitting from clause 2 (b) the expression “\$5”, and substituting the expression “\$6”.

(2) This section shall come into force on the 13th day of October 1982.

20. Increasing maximum rate of accommodation benefit—(1) The principal Act is hereby further amended by repealing the Eighteenth Schedule (as substituted by section 8 (3) of the Social Security Amendment Act 1981), and substituting the Eighteenth Schedule set out in the Third Schedule to this Act.

(2) Notwithstanding the provisions of subsection (1) of this section, if any person was, immediately before the commencement of this section, in receipt of an accommodation benefit under section 61E of the principal Act, the Commission shall continue to assess such a benefit as if this section had not been enacted. 5

(3) Any accommodation benefit continued under subsection (2) of this section shall be reassessed in accordance with the provisions of the Eighteenth Schedule to the principal Act (as substituted by subsection (1) of this section) from the date such benefit is first renewed under section 80 (4) of the principal Act or is first reviewed under section 81 (1) of that Act, whichever is sooner. 10

(4) Section 8 (3), (4), and (5) of, and the First Schedule to, the Social Security Amendment Act 1981 are hereby 15 consequentially repealed.

21. Increasing rates of handicapped child's allowance and disability allowance on and after 10 November 1982—

(1) The principal Act is hereby further amended by repealing the Nineteenth Schedule (as substituted by section 20 10 (2) of the Social Security Amendment Act 1981), and substituting the Nineteenth Schedule set out in the Fourth Schedule to this Act.

(2) Notwithstanding the provisions of subsection (1) of this section, if any person was, immediately before the commencement of this section, in receipt of a disability allowance under section 69C of the principal Act, the Commission shall continue to assess such an allowance as if this section had not been enacted. 25

(3) Any disability allowance continued under subsection (2) of this section shall be reassessed in accordance with the provisions of the Nineteenth Schedule to the principal Act (as substituted by subsection (1) of this section) from the date such allowance is first renewed under section 80 (4) of the principal Act or is first reviewed under section 81 (1) of that Act, whichever is the sooner. 30 35

(4) The following enactments are hereby consequentially repealed:

(a) Section 10 (2), (3), and (4) of, and the Second Schedule to, the Social Security Amendment Act 1981: 40

(b) Section 11 (3) of this Act.

(5) This section and the Fourth Schedule to this Act shall come into force on the 10th day of November 1982.

22. New Twentieth Schedule substituted—(1) The principal Act is hereby further amended by repealing the Twentieth Schedule (as added by section 10 of the Social Security Amendment Act 1980), and substituting the
5 Twentieth Schedule set out in the Fifth Schedule to this Act.

(2) Section 10 of, and the Schedule to, the Social Security Amendment Act 1980 are hereby consequentially repealed.

PART II

MEDICAL AND HOSPITAL BENEFITS AND OTHER RELATED 10 BENEFITS

23. Supplementary benefits—Section 116 (2) of the principal Act is hereby amended by inserting, after the words “physiotherapy services,”, the words “for chiropractic services,”.

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PART III

GENERAL PROVISIONS

24. Advances to beneficiaries and war pensioners for repair or maintenance of home, etc.—(1) Section 125 (2) (a) of the principal Act (as substituted by section 26
20 (1) of the Social Security Amendment Act 1975) is hereby amended by omitting the expression “\$1,000”, and substituting the expression “\$2,000”.

(2) This section shall come into force on the 1st day of October 1982.

SCHEDULES

Section 17 (1)

FIRST SCHEDULE

AMENDMENTS TO PRINCIPAL ACT INCREASING RATES OF BENEFITS IN
RESPECT OF PERIOD 20 JANUARY 1982 TO 20 JULY 1982

Provisions Amended	Expressions Omitted	Expressions Substituted
Third Schedule—	\$	\$
Clause 1	3,679	3,971.24
Clause 2	3,679	3,971.24
Fourth Schedule	1,820	1,963
Sixth Schedule—		
Clause 1 (a)	2,799.16	3,021.20
Clause 1 (b)	3,679	3,971.24
Clause 1 (c)	3,065.92	3,309.28
Clause 1 (d)	3,065.92	3,309.28
Clause 1 (e)	3,065.92	3,309.28
Clause 2	4,677.92	4,921.28
	613.08	661.96
Seventh Schedule—		
Clause 1 (a)	3,065.92	3,309.28
Clause 1 (b)	3,679	3,971.24
Clause 2	3,595.80	3,888.04
Eighth Schedule—		
Clause 1 (a)	53.83	58.10
Clause 1 (b)	70.75	76.37
Clause 1 (c)	58.96	63.64
Clause 1 (d)	58.96	63.64
Clause 1 (e)	58.96	63.64
Clause 1 (f)	58.96	63.64
Clause 2	47.17	50.91
Ninth Schedule—		
Clause 1 (a)	53.83	58.10
Clause 1 (b)	70.75	76.37
Clause 1 (c)	58.96	63.64
Clause 2	47.17	50.91
Fourteenth Schedule—		
Clause 1 (a) (i)	2,140.84	2,335.32
Clause 2 (a) (i)	41.17	44.91
Sixteenth Schedule—		
Clause 1	3,679	3,971.24
Clause 2	3,679	3,971.24
Seventeenth Schedule—		
Clause 1	2,799.16	3,021.20
Clause 2	3,679	3,971.24
Clause 3	3,065.92	3,309.28
Clause 4	3,065.92	3,309.28

SECOND SCHEDULE

Section 18 (1)

NEW THIRD TO TENTH, TWELFTH, FOURTEENTH, SIXTEENTH, AND SEVENTEENTH SCHEDULES TO PRINCIPAL ACT

(Effective on and after 21 July 1982)

“THIRD SCHEDULE

Sections 21, 24

RATES OF WIDOW'S BENEFITS

- 1. To a beneficiary without dependent children \$4,304.56 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of her total annual income in excess of \$2,080 a year.
- 2. To a beneficiary with 1 or more dependent children \$4,304.56 a year, increased, in the discretion of the Commission, by a child supplement not exceeding the appropriate amount specified in the Fourteenth Schedule to this Act, and diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of her total annual income in excess of \$2,080 a year:

Provided that in computing for the purposes of this clause the income of a widow, the Commission may, in its discretion, disregard as income some or all of that part of her personal earnings (not exceeding \$20 a week) used to meet the cost of placing a dependent child or children of the beneficiary in a day care centre registered under the Child Care Centre Regulations 1960, or in any other day care facility approved by the Commission for the purpose.

“FOURTH SCHEDULE

Section 29

MAXIMUM RATES OF ORPHAN'S BENEFITS

- In every case \$2,126.80 a year, diminished by \$3 for every complete \$4 of the total annual income of the orphan in excess of \$260 a year.

SECOND SCHEDULE—*continued*

Section 34

“FIFTH SCHEDULE

RATES OF FAMILY BENEFITS

In respect of each child ... \$6 a week.

Sections 42, 43

“SIXTH SCHEDULE

RATES OF INVALIDS' BENEFITS

1. (a) To an unmarried beneficiary under the age of 18 years \$3,274.44 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of the total annual income of the beneficiary in excess of \$2,080 a year.
- (b) To any other unmarried beneficiary \$4,304.56 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 but not in excess of \$2,080 a year, and by 80c for every complete \$1 of the total annual income of the beneficiary in excess of \$2,080 a year.
- (c) To a married beneficiary whose spouse is granted, in his or her own right, a benefit (other than national superannuation) under Part I of this Act, or an economic pension, war veteran's allowance, or war service pension under the War Pensions Act 1954 \$3,586.96 a year, diminished by 20c for every complete \$1 of the total annual income of the beneficiary and his or her spouse in excess of \$1,300 a year, but not in excess of \$2,080 a year, and by 40c for every complete \$1 of such income in excess of \$2,080 a year.
- (d) To a married beneficiary whose spouse is not granted, in his or 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 \$3,586.96 a year, increased by \$3,586.96 a year in respect of his or her spouse, the total rate to be diminished by 40c for every complete \$1 of the total annual income of the beneficiary and his or her spouse in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of such income in excess of \$2,080 a year.
- (e) To a married beneficiary whose spouse is granted, in his or her own right, national superannuation under Part I of this Act \$3,586.96 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary and his or her spouse in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of such income in excess of \$2,080 a year:

SECOND SCHEDULE—*continued*

“SIXTH SCHEDULE—*continued*

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 a child supplement not exceeding the appropriate rate 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 \$5,198.96 a year, increased by \$717.60 a year, if the beneficiary is an unmarried person.

“SEVENTH SCHEDULE

Sections 49, 53

RATES OF MINERS' BENEFITS AND MINERS' WIDOWS' BENEFITS

1. (a) To a married miner ... \$3,586.96 a year increased by \$3,586.96 a year in respect of his wife.
 In any other case ... \$4,304.56 a year.
2. To a miner's widow ... \$4,222.16 a year.

“EIGHTH SCHEDULE

Sections 54A (3), 55

RATES OF SICKNESS BENEFITS

1. (a) To an unmarried beneficiary under the age of 18 years without dependants \$62.97 a week, diminished by 8c for every complete 20c of the total weekly income of the beneficiary in excess of \$25 a week but not in excess of \$40 a week, and by 16c for every complete 20c of the total weekly income of the beneficiary in excess of \$40 a week.
- (b) To any other unmarried beneficiary \$82.78 a week, diminished by 8c for every complete 20c of the total weekly income of the beneficiary in excess of \$25 a week but not in excess of \$40 a week, and by 16c for every complete 20c of the total weekly income of the beneficiary in excess of \$40 a week.

SECOND SCHEDULE—*continued*“EIGHTH SCHEDULE—*continued*”

- (c) To a married beneficiary whose spouse is granted, in his or her own right, a benefit (other than national superannuation) under Part I of this Act, or an economic pension, war veteran's allowance, or war service pension under the War Pensions Act 1954 \$68.98 a week, diminished by 4c for every complete 20c of the total weekly income of the beneficiary and his or her spouse in excess of \$25 a week but not in excess of \$40 a week, and by 8c for every complete 20c of such income in excess of \$40 a week.
- (d) To a married beneficiary whose spouse is not granted, in his or 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 \$68.98 a week, increased by \$68.98 a week in respect of his or her spouse, the total rate to be diminished by 8c for every complete 20c of the total weekly income of the beneficiary and his or her spouse in excess of \$25 a week but not in excess of \$40 a week, and by 16c for every complete 20c of such income in excess of \$40 a week.
- (e) To a married beneficiary whose spouse is granted, in his or her own right, national superannuation under Part I of this Act \$68.98 a week, diminished by 8c for every complete 20c of the total weekly income of the beneficiary and his or her spouse in excess of \$25 a week but not in excess of \$40 a week, and by 16c for every complete 20c of such income in excess of \$40 a week.
- (f) To a married person under section 54A \$68.98 a week, diminished by 8c for every complete 20c of the total weekly income of the beneficiary in excess of \$25 a week but not in excess of \$40 a week, and by 16c for every complete 20c of such income in excess of \$40 a week:

Provided that for the purposes of paragraphs (a) to (e) of this clause, 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 a child supplement not exceeding the appropriate rate 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 \$55.18 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 \$62.97 a week.
- (b) To any other unmarried beneficiary \$82.78 a week.
- (c) To a married beneficiary \$68.98 a week, increased by \$68.98 a week in respect of his or her spouse.
2. Maximum increase in respect of a housekeeper \$55.18 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 a child supplement not exceeding the appropriate rate specified in the Fourteenth Schedule to this Act.

“TENTH SCHEDULE

Section 66

SPECIAL INCOME EXEMPTION IN RESPECT OF SICK BENEFITS FROM FRIENDLY OR LIKE SOCIETY (NATIONAL SUPERANNUATION PAYABLE UNDER SECTION 16 OF THIS ACT, INVALIDS', WIDOWS', DOMESTIC PURPOSES, 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.

SECOND SCHEDULE—*continued*

Section 61A

“FOURTEENTH SCHEDULE

CHILD SUPPLEMENTS

1. To any person receiving an emergency benefit payable otherwise than by weekly instalments, or a widow's, domestic purposes, or invalid's benefit—
 - (a) At the rate payable to an unmarried beneficiary—
 - (i) On account of first or only dependent child \$2,557.36 a year.
 - (ii) On account of each additional dependent child after the first \$260 a year.
 - (b) At the rate payable to a married beneficiary—on account of each dependant child \$260 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 \$49.18 a week.
 - (ii) On account of each additional dependent child after the first \$5 a week.
 - (b) At the rate payable to a married beneficiary—on account of each dependent child \$5 a week.
-

SECOND SCHEDULE—*continued*

“SIXTEENTH SCHEDULE

Sections 27B, 27G, 27H

RATES OF DOMESTIC PURPOSES BENEFITS

1. To a beneficiary without children \$4,304.56 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of the total annual income of the beneficiary in excess of \$2,080 a year.

2. To a beneficiary with 1 or more dependent children \$4,304.56 a year, increased, in the discretion of the Commission, by a child supplement not exceeding the appropriate amount specified in the Fourteenth Schedule to this Act, and diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of the total annual income of the beneficiary in excess of \$2,080 a year:

Provided that in computing for the purposes of this clause the income of a solo parent the Commission may, in its discretion, disregard as income some or all of that part of his or her personal earnings (not exceeding \$20 a week) used to meet the cost of placing a dependent child or children of the beneficiary in a day care centre registered under the Child Care Centre Regulations 1960, or in any other day care facility approved by the Commission for the purpose.

SECOND SCHEDULE—*continued*

Sections 27G, 27H, "SEVENTEENTH SCHEDULE

RATES OF DOMESTIC PURPOSES BENEFITS

1. To an unmarried beneficiary under the age of 18 years \$3,274.44 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of the total annual income of the beneficiary in excess of \$2,080 a year.
2. To any other unmarried beneficiary \$4,304.56 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of the total annual income of the beneficiary in excess of \$2,080 a year.
3. To a married beneficiary whose wife or husband is granted, in her or his own right, a benefit (other than national superannuation) under Part I of this Act, or an economic pension, war veteran's allowance, or war service pension under the War Pensions Act 1954 \$3,586.96 a year, diminished by 20c for every complete \$1 of the total annual income of the beneficiary and his or her spouse in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 40c for every complete \$1 of such income in excess of \$2,080 a year.
4. To any other married beneficiary \$3,586.96 a year, diminished by 40c for every complete \$1 of the total annual income of the beneficiary and the spouse of the beneficiary in excess of \$1,300 a year but not in excess of \$2,080 a year, and by 80c for every complete \$1 of such income in excess of \$2,080 a year:

Provided that, if the spouse of the beneficiary is not in receipt of national superannuation under Part I of this Act, the rate of the domestic purposes benefit payable to the beneficiary shall not be less than the aggregate of the rates of domestic purposes benefits that would be payable if the beneficiary and the spouse of the beneficiary were both entitled to receive a domestic purposes benefit, but the rate of benefit payable hereunder shall not exceed \$3,586.96 a year."

THIRD SCHEDULE

Section 20 (1)

NEW EIGHTEENTH SCHEDULE TO PRINCIPAL ACT

“EIGHTEENTH SCHEDULE

Sections 61E, 61F

RATES OF ACCOMMODATION BENEFIT

1. To any unmarried person without a dependent child or children Two-thirds of the amount (but not exceeding \$22 a week) by which the applicant's weekly rent or weekly outgoings on any property, occupied by him as a home, exceeds \$22 a week, or by which his weekly board payments exceed \$35 a week, diminished by \$1 a week in respect of each complete \$1 of the applicant's weekly income in excess of \$5 a week.
2. To any married couple or solo parent with a dependent child or children Two-thirds of the amount (but not exceeding \$22 a week) by which the couple's or solo parent's weekly rent or weekly outgoings on any property, occupied by the couple or solo parent as a home, exceeds \$22 a week, or by which the couple's or solo parent's weekly board payments exceed \$58 a week, diminished by \$1 a week in respect of each complete \$1 of the couple's or solo parent's weekly income in excess of \$8 a week.

3. For the purposes of clauses 1 and 2 of this Schedule, an applicant's or couple's or solo parent's weekly income shall be deemed to be his or their actual income (other than that derived from cash assets) plus \$1 a week for each \$100 of his or their cash assets.

4. In computing for the purposes of this Schedule the income of a solo parent receiving a widow's or domestic purposes benefit, the Commission may, in its discretion, disregard as income some or all of that part of his or her personal earnings (not exceeding \$20 a week) used to meet the cost of placing a dependent child or children of the beneficiary in a day care centre registered under the Child Care Centre Regulations 1960, or in any other day care facility approved by the Commission for the purpose.

5. After computing, in accordance with this Schedule, the amount of additional benefit payable, that amount may be rounded up to the next complete 50 cents.”

Section 21 (1)

FOURTH SCHEDULE

NEW NINETEENTH SCHEDULE TO PRINCIPAL ACT

(Effective on and after 10 November 1982)

Sections 39A and 69C "NINETEENTH SCHEDULE

RATES OF HANDICAPPED CHILD'S ALLOWANCE AND DISABILITY ALLOWANCE

1. Rate of handicapped child's allowance \$12.50 a week.
2. Maximum rate of disability allowance—
 - (a) If section 69C (5) is applicable \$22.50 a week.
 - (b) In any other case \$12.50 a week."

—

Section 22 (1)

FIFTH SCHEDULE

NEW TWENTIETH SCHEDULE TO PRINCIPAL ACT

Section 27N (1)

"TWENTIETH SCHEDULE

RATES OF CONTRIBUTIONS BY LIABLE PARENTS TO COST OF DOMESTIC PURPOSES BENEFIT

1. In this Schedule, unless the context otherwise requires,—
 - 'Outgoings', in relation to a dwellinghouse owned by the liable parent, means the aggregate weekly sum that, at the time of calculating the contribution, the liable parent is obliged to pay in respect of the dwellinghouse by way of—
 - (a) Mortgage payments (whether in respect of principal or interest); and
 - (b) Rates; and
 - (c) Insurance premiums:
 - 'Rent', in relation to a dwelling occupied by the liable parent or, as the case may require, the beneficiary, means the amount per week payable at the time of calculating the contribution for the tenancy of the dwelling;
 - 'Weekly income', in relation to a liable parent, means the liable parent's gross earnings divided by 52, or, in the case of income derived from employment (including self-employment), by the number of weeks in which the liable parent derived that income during the income year, whichever is the lesser.
2. Subject to section 27K (1) of this Act, the weekly contribution required of a liable parent shall be the least of the following amounts:
 - (a) In respect of each of the beneficiary's dependent children whom the liable parent is liable in law to maintain, the sum of \$25, plus a further sum of \$25 where one or more of those children is or are under the age of 5 years; or
 - (b) The weekly amount of benefit payable to the beneficiary; or

FIFTH SCHEDULE—*continued*“TWENTIETH SCHEDULE—*continued*”

- (c) The amount of the liable parent’s weekly income after deduction of the following:
- (i) Income tax pursuant to the tax code “A” (as specified in section 344 of the Income Tax Act 1976); and
 - (ii) Either—
 - (aa) In the case of a liable parent who is paying outgoings or rent in respect of a dwelling occupied by the liable parent, the amount of the outgoings or rent or \$70 (whichever is the lesser), plus \$70; or
 - (bb) In the case of a liable parent who is paying board, the weekly amount of the board or \$70 (whichever is the lesser), plus \$40; and
 - (iii) Either—
 - (aa) Where public transport is reasonably available to the liable parent between the liable parent’s home and place of employment, an amount equal to the liable parent’s actual weekly cost of travel between home and place of employment, or the amount that that travel would cost the liable parent if the liable parent used public transport, or \$20 a week, whichever is the least; or
 - (bb) Where public transport is not reasonably available to the liable parent between the liable parent’s home and place of employment, an amount equal to the liable parent’s actual weekly cost of travel between home and place of employment, or the amount calculated on the current vehicle mileage allowance prescribed for members of the Public Service, or \$20 a week, whichever is the least; and
 - (iv) The sum of \$25 for each child (other than a dependent child of the beneficiary) who is dependent on the liable parent; and
 - (v) The sum of \$70 for each adult who is dependent on the liable parent; and
 - (vi) Either—
 - (aa) Where the liable parent is paying rent in respect of a dwelling occupied by the beneficiary, the weekly amount of that rent; or
 - (bb) Where the liable parent is paying outgoings in respect of a dwelling occupied by the beneficiary, the outgoings or an amount calculated by dividing 8 percent of the capital value of the dwelling (as that value is disclosed in the current rolls of the Valuer-General) by 52, whichever is the lesser; or
- (d) An amount equal to one-third of the liable parent’s weekly income after income tax is deducted pursuant to the tax code “A” (as specified in section 344 of the Income Tax Act 1976).

3. Notwithstanding any of the foregoing provisions of this Schedule, where 2 liable parents are liable to contribute in respect of the same dependent child, the amount of each person’s contribution attributable to the child shall be reduced by one half.

FIFTH SCHEDULE—*continued*“TWENTIETH SCHEDULE—*continued*”

4. Notwithstanding any of the foregoing provisions of this Schedule, where 2 or more persons are liable to contribute towards the cost of the same benefit, the total amount payable by those persons shall not exceed the amount of the benefit; and, where necessary, the respective amounts payable by those persons shall abate proportionately.

5. After being calculated in accordance with this Schedule, the amount so calculated shall be rounded down to the next complete dollar.”