

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

House of Representatives, 1 November 1962

Words struck out by the Committee of the Whole are shown in italics within bold round brackets; words inserted are shown in roman underlined with a double rule.

Hon. Mr Kinsella

WAR PENSIONS AMENDMENT

ANALYSIS

Title		
1. Short Title and commencement		3. Increasing rates of widows' pensions
2. Increasing rates of disablement pensions		4. Increasing rates of war pensions and allowances Schedules

A BILL INTITULED

An Act to amend the War Pensions Act 1954

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

1. **Short Title and commencement**—(1) This Act may be cited as the War Pensions Amendment Act 1962, and shall be read together with and deemed part of the War Pensions Act 1954* (hereinafter referred to as the principal Act).
10 (2) Except where this Act otherwise provides, this Act shall be deemed to have come into force on the twentieth day of June, nineteen hundred and sixty-two.

*1957 Reprint, Vol 16, p. 475
Amendments: 1958, No. 45; 1960, No. 14; 1961, No. 7

2. Increasing rates of disablement pensions—The principal Act is hereby amended by repealing the First Schedule (as substituted by section 2 of the War Pensions Amendment Act 1957), and substituting the First Schedule set out in the First Schedule of this Act.

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3. Increasing rates of widows' pensions—In respect of the period which commenced on the twentieth day of June, nineteen hundred and sixty-two, and ended with the seventeenth day of July, nineteen hundred and sixty-two, the principal Act shall be deemed to have effect as if it had been amended as follows:

- (a) By omitting from paragraph (a) of clause 1 of the Fourth Schedule (as substituted by section 3 of the War Pensions Amendment Act 1960) and also from clauses 3 and 5 of that Schedule the expression “£3 7s. 6d.”, and substituting in each case the expression “£3 15s.”: 15
- (b) By omitting from clause 3 of the Seventh Schedule (as substituted by section 5 of the War Pensions Amendment Act 1960) the words “£422 10s. per annum”, and substituting the words “£442 per annum”. 20

4. Increasing rates of war pensions and allowances—
 (1) The principal Act is hereby further amended by repealing the Third and Fourth Schedules (as substituted by section 3 of the *(Social Security) War Pensions Amendment Act 1960*), the Fifth Schedule (as substituted by section 2 of the *(Social Security) War Pensions Amendment Act 1958*), and the Sixth and Seventh Schedules (as substituted by section 5 of the *(Social Security) War Pensions Amendment Act 1960*), and substituting the Third, Fourth, Fifth, Sixth, and Seventh Schedules set out in the Second Schedule of this Act.

- (2) The following enactments are hereby repealed:
 - (a) Section 2 of the War Pensions Amendment Act 1958 and the Schedule to that Act: 35
 - (b) Sections 2 to 5 of the War Pensions Amendment Act 1960 and the First, Second, and Third Schedules to that Act:
 - (c) Section 4 of the War Pensions Amendment Act 1961.
- (3) This section shall be deemed to have come into force on the eighteenth day of July, nineteen hundred and sixty-two. 40

SCHEDULES

FIRST SCHEDULE

Section 2

NEW FIRST SCHEDULE TO PRINCIPAL ACT
(Effective on and from 20 June 1962)

“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, per week £5
2. Under section 23—
In certain cases of severe disablement (additional pension), per week £3
3. Under section 28—
Clothing allowance (additional pension) as follows—
 - (a) Loss of two limbs or parts, per week 12s. 6d.
 - (b) Loss of leg or part, per week 11s. 6d.
 - (c) Loss of arm or part, per week 8s. 6d.
 - (d) Use of mechanical appliance, etc, per week 8s. 6d.

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.”

SECOND SCHEDULE

Section 4 (1)

NEW THIRD, FOURTH, FIFTH, SIXTH, AND SEVENTH SCHEDULES TO
PRINCIPAL ACT

(Effective on and from 18 July 1962)

“THIRD SCHEDULE

Sections 30, 62, 65

MAXIMUM RATES OF PENSION FOR WIFE OF TOTALLY DISABLED MEMBER

Part I—Members of Forces

1. Under section 30—
In every case, per week £4 7s. 6d.

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.

SECOND SCHEDULE—*continued*

Sections 32, 62, 65

"FOURTH SCHEDULE

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, according to the rank or rating of the deceased member, as follows—

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|---|---------|
| (a) Major (Army); Lieutenant-Commander (Navy); Squadron Leader (Air Force), and all ranks and ratings below, per week | £3 15s. |
| (b) Lieutenant-Colonel (Army); Commander (Navy); Wing Commander (Air Force), per week | £3 16s. |
| (c) Colonel (Army); Captain (Navy); Group Captain (Air Force), per week | £3 18s. |
| (d) Brigadier, Brigadier-General, Major-General, Lieutenant-General (Army); Commodore, first or second class, Rear Admiral (Navy); Air Commodore, Air Vice-Marshal, Air Marshal (Air Force), per week | £4 |

2. Under section 32 (2)—

Additional mother's allowance to a widow with—

- | | |
|--|-------------|
| (a) One dependent child, per week | £3 2s. 6d. |
| (b) Two dependent children, per week | £3 12s. 6d. |
| (c) Three dependent children, per week | £4 2s. 6d. |
| (d) Four dependent children, per week | £4 12s. 6d. |
| (e) Five dependent children, per week | £5 2s. 6d. |
| (f) Six or more dependent children, per week | £5 12s. 6d. |

Part II—Members of Mercantile Marine

3. Under section 32 (1) as applied by section 62—

To the widow in every case, per week

£3 15s.

4. Under section 32 (2) as applied by section 62—

Additional mother's allowance to a widow with—

- | | |
|--|-------------|
| (a) One dependent child, per week | £3 2s. 6d. |
| (b) Two dependent children, per week | £3 12s. 6d. |
| (c) Three dependent children, per week | £4 2s. 6d. |
| (d) Four dependent children, per week | £4 12s. 6d. |
| (e) Five dependent children, per week | £5 2s. 6d. |
| (f) Six or more dependent children, per week | £5 12s. 6d. |

Part III—Members of Emergency Reserve Corps

5. Under section 32 (1) as applied by section 65—

To the widow in every case, per week

£3 15s.

6. Under section 32 (2) as applied by section 65—

Additional mother's allowance to a widow with—

- | | |
|--|-------------|
| (a) One dependent child, per week | £3 2s. 6d. |
| (b) Two dependent children, per week | £3 12s. 6d. |
| (c) Three dependent children, per week | £4 2s. 6d. |
| (d) Four dependent children, per week | £4 12s. 6d. |
| (e) Five dependent children, per week | £5 2s. 6d. |
| (f) Six or more dependent children, per week | £5 12s. 6d. |

SECOND SCHEDULE—*continued*

“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, per week 15s.
2. Under section 40—
In certain cases where parents dead, or child not
under control of its mother, per week £2 17s. 6d.

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.

“SIXTH SCHEDULE Sections 59, 60, 62, 65

MAXIMUM RATES OF ECONOMIC PENSIONS AND ALLOWABLE INCOME

Part I—Members of Forces

1. Under section 59—
Allowable income 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 supported by her to the satisfaction of the Board, per week £5
(b) In any other case, per week £3
2. Under section 60—
Economic pension, as follows—
(a) To any member of the forces, per week £4 7s. 6d.
(b) To the widow of a deceased member of the forces, per week £4 7s. 6d.
(c) To the widowed mother of a deceased member of the forces—
(i) Where the claimant was wholly dependent on the member or was the mother of two or more sons, being deceased members of the forces, per week £4 7s. 6d.
(ii) In any other case, per week £3 5s.

*War Pensions Amendment*SECOND SCHEDULE—*continued*"SIXTH SCHEDULE—*continued*

- (d) To any person in receipt of a pension under section 55 or section 56 in respect of his own disablement, per week £4 7s. 6d.
- (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

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.

Part IV—General

5. The rates specified in clauses 2, 3, and 4 of this Schedule shall be increased by 10s. per week in any case where the claimant or pensioner is an unmarried person, or, being married, is, in the opinion of a War Pensions Board, living apart from his wife or her husband, as the case may be:

Provided that a War Pensions Board may in its discretion refuse to increase any economic pension under this clause in any case where in the opinion of the Board the claimant or pensioner is sharing household expenses with any other person.

SECOND SCHEDULE—continued

“SEVENTH SCHEDULE Sections 69, 70, 74

RATES OF WAR VETERANS' ALLOWANCES

1. Under section 69—

- (a) To a married male veteran who is qualified to receive an allowance on account of his wife, in respect of himself and his wife £455 per annum, diminished by £1 for every complete £1 of the total annual income of the veteran and his wife (exclusive of any allowance under Part VI of this Act) in excess of £156 per annum.
- (b) To a married female veteran £227 10s. per annum, diminished by £1 for every complete £1 of the total annual income of the veteran and her husband (exclusive of any allowance under Part VI of this Act received by the female veteran) in excess of £383 10s. per annum.
- (c) In any other case £227 10s. per annum, diminished by £1 for every complete £1 of the total annual income (exclusive of any allowance under Part VI of this Act) of the veteran and his wife (if any) in excess of £383 10s. per annum in the case of a married veteran and in excess of £156 per annum in the case of an unmarried veteran.

2. Under section 70—

Age supplement—

- (a) Where a married male veteran and his wife have both attained the age of 65 years £78 per annum, diminished by £1 for every complete £1 of the total annual income of the veteran and his wife (exclusive of any allowance under Part VI of this Act) in excess of £78 per annum.
- (b) Where a married female veteran has attained the age of 65 years £39 per annum, diminished by £1 for every complete £1 of the total annual income of the veteran and her husband (exclusive of any allowance under Part VI of this Act received by the female veteran) in excess of £344 10s. per annum.
- (c) In any other case where the veteran or the wife of a male veteran has attained the age of 65 years £39 per annum, diminished by £1 for every complete £1 of the total annual income of the veteran and his wife (if any) (exclusive of any allowance under Part VI of this Act) in excess of £117 per annum.

SECOND SCHEDULE—*continued*“SEVENTH SCHEDULE—*continued*”

3. Under section 74—

Special allowance where Not exceeding £448 10s. per
veteran dies leaving widow annum.
or dependent child

4. General—

The rates specified in clause 1 of this Schedule shall be increased by £26 per annum in any case where the person claiming or in receipt of the allowance is an unmarried person:

Provided that a War Pensions Board may in its discretion refuse to increase any allowance under this clause in any case where in the opinion of the Board the person claiming or in receipt of the allowance is sharing household expenses with any other person.”