

1993/199



**THE ACCIDENT REHABILITATION AND COMPENSATION  
INSURANCE (COUNSELLING COSTS) REGULATIONS 1992,  
AMENDMENT NO. 1**

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CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 28th day of June 1993

Present:

HER EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 167 (1) (1) of the Accident Rehabilitation and Compensation Insurance Act 1992, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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ANALYSIS

- 1. Title and commencement
- 2. Interpretation
- 3. Payment of counselling costs
- 4. Revocation

- 5. Prohibition on contribution to costs of counselling provided by Crown health enterprises
- 6. Revocations
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REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Accident Rehabilitation and Compensation Insurance (Counselling Costs) Regulations 1992, Amendment No. 1, and shall be read together

with and deemed part of the Accident Rehabilitation and Compensation Insurance (Counselling Costs) Regulations 1992\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of July 1993.

**2. Interpretation**—Regulation 2(1) of the principal regulations is hereby amended by revoking the definition of the term “Social security benefit”.

**3. Payment of counselling costs**—Regulation 24(1) of the principal regulations is hereby amended by omitting the words “(less any social security benefit)” in both places where they occur.

**4. Revocation**—Regulation 25 of the principal regulations is hereby revoked.

**5. Prohibition on contribution to costs of counselling provided by Crown health enterprises**—The principal regulations are hereby amended by inserting, after regulation 26, the following regulation:

“26A. Notwithstanding anything in these regulations, the Corporation shall not contribute to the costs of any counselling where that counselling is—

“(a) Provided or obliged to be provided by any Crown health enterprise;  
or

“(b) Provided or obliged to be provided by any counsellor who is under a contract of service or contract for services with a Crown health enterprise where—

“(i) That contract relates to the provision of counselling which the Crown health enterprise is obliged to provide under a purchase agreement; and

“(ii) The counsellor is providing or obliged to provide the counselling pursuant to that contract with that Crown health enterprise.”

**6. Revocations**—Regulations 27, 28, and 30(2) of the principal regulations are hereby revoked.

**7. Savings**—Notwithstanding these regulations, where counselling has been provided, at any time before the close of the 30th day of June 1993, to a claimant in respect of personal injury, the principal regulations shall continue to apply as if these regulations had not been made.

DIANE WILDERSPIN,  
Acting for Clerk of the Executive Council.

EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 1 July 1993, omit from the Accident Rehabilitation and Compensation Insurance (Counselling Costs) Regulations 1992 references to terms repealed by the Health Reforms (Transitional Provisions) Act 1993. Regulations affected or superseded by the sections enacted in 1993 as sections 27, 27B, and 27C of the Accident Rehabilitation and Compensation Insurance Act 1992 are amended or revoked.

The new regulation 26A prohibits payments being made to Crown health enterprises pursuant to the principal regulations.

The amendments made by these regulations do not affect payment for treatment provided before 1 July 1993.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 30 June 1993.

These regulations are administered in the Accident Rehabilitation and Compensation Insurance Corporation.