

1972/103



**THE EMERGENCY FORCES REHABILITATION
REGULATIONS 1953, AMENDMENT NO. 5**

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 22nd day of May 1972

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Emergency Forces Rehabilitation Act 1953, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title—These regulations may be cited as the Emergency Forces Rehabilitation Regulations 1953, Amendment No. 5, and shall be read together with and deemed part of the Emergency Forces Rehabilitation Regulations 1953* (hereinafter referred to as the principal regulations).

2. Eligibility for rehabilitation assistance—(1) Regulation 2 of the principal regulations is hereby amended by revoking subclause (1B) (as inserted by regulation 2 of the Emergency Forces Rehabilitation Regulations 1953, Amendment No. 4), and substituting the following subclause:

“(1B) Notwithstanding anything in subclause (1) of this regulation, in these regulations the term ‘serviceman’ also includes any person who has served in the South-east Asia service area, or in waters adjacent to that area,—

“(a) As a member of the New Zealand Armed Forces, at any time on or after the 1st day of January 1964; or

“(b) As a member of the armed forces of any other part of the Commonwealth, in connection with an emergency in which New Zealand forces are or were engaged, if at the time of commencing such service he was ordinarily resident in New Zealand; or

“(c) As a member of the armed forces of any other country that is or was an ally of New Zealand in an emergency in which New Zealand forces are or were engaged, if at the time of commencing such service he was ordinarily resident in New Zealand.

*S.R. 1953/149

Amendment No. 1: S.R. 1955/4
Amendment No. 2: S.R. 1957/183
Amendment No. 3: S.R. 1959/188
Amendment No. 4: S.R. 1966/137

If any question arises as to whether any place is part of the South-east Asia service area, it shall be determined by the Minister, whose decision shall be final."

(2) The Emergency Forces Rehabilitation Regulations 1953, Amendment No. 4, are hereby consequentially revoked.

P. J. BROOKS,
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 extend the definition of "serviceman" in the Emergency Forces Rehabilitation Regulations 1953 to include persons who, while ordinarily resident in New Zealand, serve in the South-east Asia service area with other Commonwealth forces, or with the forces of any ally of New Zealand, in any emergency in which New Zealand forces are or have been engaged.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 25 May 1972.
These regulations are administered in the Department of Social Welfare.