

1970/112



**THE SOCIAL SECURITY (MATERNITY BENEFITS)  
REGULATIONS 1939, AMENDMENT NO. 12**

RICHARD WILD, Administrator of the Government  
ORDER IN COUNCIL

At the Government House at Wellington this 2nd day of June 1970

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL  
PURSUANT to the Social Security Act 1964, His Excellency the Administrator of the Government, 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 Social Security (Maternity Benefits) Regulations 1939, Amendment No. 12, and shall be read together with and deemed part of the Social Security (Maternity Benefits) Regulations 1939\* (hereinafter referred to as the principal regulations).

**2. Claims**—(1) Regulation 25 of the principal regulations is hereby amended by revoking subclause (1), and substituting the following subclauses:

“(1) Every claim for the payment of fees in respect of maternity benefits shall be made to the Medical Officer of Health not later than 1 year after the date of the birth or other termination of the pregnancy to which the claim relates.

“(1A) If any such claim is made after the expiration of 1 year and before the expiration of 3 years after the date of birth or other termination of the pregnancy, the Medical Officer of Health may reduce the claim by an amount not exceeding 10 percent thereof. Any claim which is not made before the expiration of 3 years after the date of birth or other termination of the pregnancy shall lapse, and no payment shall be made by the department in respect of the benefit to which the claim relates unless the Minister otherwise directs.”

\*S.R. 1939/113 (Reprinted with Amendments Nos. 1 and 2: S.R. 1950/114)

Amendment No. 3: (*Revoked by S.R. 1964/20*)  
 Amendment No. 4: (*Revoked by S.R. 1958/85*)  
 Amendment No. 5: (*Revoked by S.R. 1958/85*)  
 Amendment No. 6: (*Revoked by S.R. 1961/25*)  
 Amendment No. 7: S.R. 1961/25  
 Amendment No. 8: (*Revoked by S.R. 1965/90*)  
 Amendment No. 9: S.R. 1964/20  
 Amendment No. 10: (*Revoked by S.R. 1966/179*)  
 Amendment No. 11: S.R. 1966/179

**3. Fees payable to licensed maternity hospitals**—Regulation 21 of the principal regulations is hereby amended by omitting from subclause (1) the words “Part II of”.

**4. Amount of fees**—The principal regulations are hereby further amended by revoking the Schedule (as substituted by regulation 2 (1) of the Social Security (Maternity Benefits) Regulations 1939, Amendment No. 7 and amended by regulation 2 of the Social Security (Maternity Benefits) Regulations 1939, Amendment No. 11), and substituting the Schedule set out in the Schedule to these regulations.

**5. Application of regulations**—(1) These regulations shall apply with respect to maternity benefits afforded on or after the 1st day of October 1969.

(2) In all other cases the principal regulations shall apply as if these regulations had not been made.

**6. Revocations**—The following regulations are hereby revoked:

- (a) The Social Security (Maternity Benefits) Regulations 1939, Amendment No. 7:
- (b) The Social Security (Maternity Benefits) Regulations 1939, Amendment No. 9:
- (c) The Social Security (Maternity Benefits) Regulations 1939, Amendment No. 11.

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SCHEDULE

Reg. 4

NEW SCHEDULE TO PRINCIPAL REGULATIONS

“SCHEDULE

Reg. 21 (1)

FEEs PAYABLE TO LICENSEES OF LICENSED MATERNITY HOSPITALS

In respect of the day of the birth of the child and each of the 14 days succeeding that day, the amount of \$7.40 a day.”

P. J. BROOKS,  
Clerk of the Executive Council.

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## EXPLANATORY NOTE

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

These regulations amend the provisions relating to the period within which claims for maternity benefits must be made. At present, claims must be made not later than 3 months after the birth. The amendment provides that claims may be made up to 1 year after the birth. Claims may also be made after the expiration of 1 year but before the expiration of 3 years, but the amount of the benefit may be reduced by up to 10 percent. The benefit will not be payable if the claim is made after the expiration of 3 years, unless the Minister of Health otherwise directs.

In addition, the regulations increase the benefit. The daily fees payable to licensees of licensed maternity hospitals are increased from \$5.90 to \$7.40 as from 1 October 1969.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 4 June 1970.

These regulations are administered in the Department of Health.