

1969/13



THE WORKERS' COMPENSATION ORDER 1969

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 10th day of February 1969

Present:

THE RIGHT HON. KEITH HOLYOAKE, C.H., PRESIDING IN COUNCIL

PURSUANT to the Workers' Compensation Act 1956, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. Title and commencement—(1) This order may be cited as the Workers' Compensation Order 1969.

(2) This order shall come into force on the seventh day after the date of its notification in the *Gazette*.

(3) Except as hereinafter expressly provided, nothing in this order shall apply with respect to claims for compensation or other rights or liabilities in respect of accidents happening before the commencement of this order.

2. Interpretation—In this order the expression "the Act" means the Workers' Compensation Act 1956.

3. Compensation for total incapacity—(1) For the purposes of section 14 (1) of the Act,—

(a) The minimum amount shall be \$5.70 a week:

(b) The maximum amount shall be \$25.00 a week.

(2) This clause shall apply with respect to compensation payable after the commencement of this order for any period after the commencement of this order in respect of accidents happening before or after the commencement of this order.

4. Compensation for partial incapacity—For the purposes of section 14 (3) of the Act, the maximum amount shall be \$25.00 a week.

5. Child's allowance on death—(1) For the purposes of section 20 (1) of the Act, the amount of the allowance shall be \$100.

(2) For the purposes of section 20 (2) of the Act, the maximum amount of the allowance shall be \$100.

6. Allowance for wife or housekeeper, or child, on total incapacity—

(1) For the purposes of paragraphs (a) and (b) of section 20 (4) of the Act, the rate of the allowance shall be \$3 a week.

(2) For the purposes of paragraph (c) of section 20 (4) of the Act, the rate of the allowance shall be \$1.50 a week.

(3) This clause shall apply with respect to compensation payable after the commencement of this order for any period after the commencement of this order in respect of accidents happening before or after the commencement of this order.

7. Personal attendance allowance—For the purposes of section 21 of the Act, the rate of the allowance shall be \$4 a week.

8. Medical and funeral expenses—(1) For the purposes of section 22 (a) of the Act, the maximum amount in respect of funeral expenses shall be \$150.

(2) For the purposes of section 22 (b) of the Act,—

(a) Subject to paragraphs (b), (c), (d), (e), and (f) of this subclause, the maximum amount in respect of the first occasion of medical or surgical attendance shall be \$2.50, and in respect of any subsequent occasion shall be \$1.50:

Provided that if on any occasion the examination and treatment of the patient necessitates the attendance of the medical practitioner for a continuous period of more than 30 minutes, there shall be payable in addition to the above amounts the sum of 50c for each 15 minutes of that attendance in excess of 30 minutes:

Provided also that in respect of any occasion for which mileage fees would have been payable under section 94 of the Social Security Act 1964, if that section had applied, there shall be payable in addition to the above amounts the amount of the mileage fees which would have been so payable:

(b) Paragraph (a) of this subclause shall not apply with respect to specialist medical services (being medical services that involve the application of special skill and experience of a degree or kind that general medical practitioners as a class cannot reasonably be expected to possess) rendered on the recommendation of the medical practitioner who has attended the worker:

(c) Paragraph (a) of this subclause shall not apply with respect to medical or surgical attendance on a worker while he is an in-patient in any hospital:

(d) The maximum amount in respect of any occasion of laboratory diagnostic services shall be the relevant amount prescribed in the Social Security (Laboratory Diagnostic Services) Regulations 1946* or in any regulations replacing them:

*S.R. 1946/24 (Reprinted with amendments Nos. 1 to 3: S.R. 1954/204)

Amendment No. 4: (Revoked by S.R. 1960/16)

Amendment No. 5: (Revoked by S.R. 1962/187)

Amendment No. 6: (Revoked by S.R. 1963/72)

Amendment No. 7: (Revoked by S.R. 1964/35)

Amendment No. 8: S.R. 1964/19

Amendment No. 9: (Revoked by S.R. 1967/181)

Amendment No. 10: S.R. 1967/181

- (e) The maximum amount in respect of any occasion of physiotherapeutic services shall be—
- (i) \$2 for each occasion where attendance is given in premises occupied by the physiotherapist:
 - (ii) \$2.50 for each occasion where attendance is given elsewhere:
- Provided that in respect of any occasion of the physiotherapeutic services mileage fees shall be payable as if that occasion were an occasion of medical or surgical attendance to which the second proviso in paragraph (a) of this sub-clause applied:
- (f) The maximum amount in respect of any occasion of X-ray diagnostic services shall be double the amount prescribed in the Schedule to the Social Security (X-ray Diagnostic Services) Regulations 1941†, or in any regulations replacing them, as being the relevant fee payable to Radiological Specialists.

9. Transport expenses—For the purposes of section 26 of the Act, the maximum amount shall be \$100.

10. Revocations—The orders specified in the Schedule to this order are hereby revoked.

SCHEDULE
ORDERS REVOKED

Title	Serial No.
The Workers' Compensation Order 1963	1963/31
The Workers' Compensation Order 1963, Amendment No. 2	1966/197
The Workers' Compensation Order 1963, Amendment No. 3	1968/177

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

†S.R. 1941/122 (Reprinted with amendments Nos. 1 to 3: S.R. 1957/141)
Amendment No. 4: S.R. 1959/139
Amendment No. 5: S.R. 1960/7
Amendment No. 6: S.R. 1964/21

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

This order is a consolidation of the Workers' Compensation Order 1963 and its amendments.

The only change is in clause 8 (2) (e) relating to physiotherapy services, where a fixed maximum is prescribed and provision is made for payment of mileage allowance.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 13 February 1969.

This order is administered in the Department of Labour.