



THE WAR PENSIONS REGULATIONS 1956, AMENDMENT NO. 25

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 17th day of March 1986

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the War Pensions Act 1954, 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 and commencement—(1) These regulations may be cited as the War Pensions Regulations 1956, Amendment No. 25, and shall be read together with and deemed part of the War Pensions Regulations 1956* (hereinafter referred to as the principal regulations).

(2) Regulations 2 to 4 and 5 (1) of these regulations shall be deemed to have come into force on the 1st day of April 1984.

(3) Regulation 5 (2) and (3) of these regulations shall be deemed to have come into force on the 1st day of April 1985.

(4) Regulation 6 of, and the First Schedule to, these regulations shall be deemed to have come into force on the 1st day of May 1985.

*S.R. 1956/7 (Reprinted with Amendments Nos. 1 to 18: S.R. 1978/22)
Amendment No. 19: S.R. 1979/57
Amendment No. 20: (Revoked by S.R. 1983/26)
Amendment No. 21: S.R. 1981/267
Amendment No. 22: S.R. 1983/26
Amendment No. 23: S.R. 1983/260
Amendment No. 24: S.R. 1984/176

(5) Regulations 7 to 9 of, and the Second to Fourth Schedules to, these regulations shall be deemed to have come into force on the 1st day of October 1985.

2. Provision of free railway passes—(1) Regulation 43 (1) of the principal regulations is hereby amended by omitting the words “Government Railways” in both places where they occur, and substituting in each case the words “Railways Corporation”.

(2) Regulation 43 of the principal regulations is hereby amended by revoking subclause (2), and substituting the following subclauses:

“(2) Where any person to whom subclause (1) of this regulation applies is totally blind or has suffered the loss of both legs above the knee he may, at the discretion of the Secretary, be provided with a specially endorsed pass to enable himself and an escort to travel free of cost by the New Zealand Railways Corporation rail and road services.

“(2A) Where any person to whom subclause (1) of this regulation applies receives all or part of his disablement pension in respect of the amputation of all or part of a limb, or is otherwise unfit to travel alone, he may on application, at the discretion of the Secretary, be provided with a specially endorsed pass to enable himself and an escort to travel free of cost by the New Zealand Railways Corporation rail and road services.”

(3) Regulation 43 (3) of the principal regulations (as substituted by regulation 2 of the War Pensions Regulations 1956, Amendment No. 14) is hereby amended by omitting the words “Government Railways”, and substituting the words “Railways Corporation”.

3. Travel on inter-island ferry service—Regulation 43A of the principal regulations (as substituted by regulation 2 of the War Pensions Regulations 1956, Amendment No. 22) is hereby amended by inserting, after the expression “subclause (2)”, the expression “or subclause (2A)”.

4. Permanent travelling concessions—Regulation 43B of the principal regulations (as inserted by regulation 3 of the War Pensions Regulations 1956, Amendment No. 17) is hereby amended—

(a) By inserting, after the expression “subclause (2)”, the expression “or subclause (2A)”;

(b) By omitting the words “Government Railways”, and substituting the words “Railways Corporation”.

5. Travelling allowances—(1) The principal regulations are hereby amended by revoking regulation 44, and substituting the following regulation:

“44. Any person who is in receipt of—

“(a) A permanent pension in respect of his total disablement; or

“(b) A temporary pension in respect of his total disablement and who has been continuously in receipt of that pension during the immediately preceding period of 3 years—

and who in either case—

“(c) Is totally blind; or

“(d) Receives all or part of his disablement pension in respect of the amputation of all or part of a limb; or

“(e) Is otherwise unfit to travel alone—

may, at the Secretary's discretion, be granted a travelling allowance or allowances in respect of the combined personal expenses of himself and his escort (if any) not exceeding \$8.32 a week."

(2) Regulation 44 of the principal regulations (as substituted by subclause (1) of this regulation) is hereby amended by omitting the expression "\$8.32", and substituting the expression "\$9.44".

(3) The following regulations are hereby consequentially revoked:

(a) Regulation 5 of the War Pensions Regulations 1956, Amendment No. 15:

(b) Regulation 2 of the War Pensions Regulations 1956, Amendment No. 24.

6. Increasing fees payable for medical examinations—(1) The principal regulations are hereby amended by revoking the Second Schedule (as substituted by regulation 5 (1) of the War Pensions Regulations 1956, Amendment No. 22), and substituting the Second Schedule set out in the First Schedule to these regulations.

(2) Regulation 5 of, and the First Schedule to, the War Pensions Regulations 1956, Amendment No. 22 are hereby consequentially revoked.

7. Increasing amounts of war bursaries—(1) The principal regulations are hereby amended by revoking the Sixth Schedule (as substituted by regulation 5 (1) of the War Pensions Regulations 1956, Amendment No. 19), and substituting the Sixth Schedule set out in the Second Schedule to these regulations.

(2) Regulation 5 of, and the Second Schedule to, the War Pensions Regulations 1956, Amendment No. 19 are hereby consequentially revoked.

8. Increasing amounts of motor vehicle loans—(1) The principal regulations are hereby amended by revoking the Eighth Schedule (as substituted by regulation 3 (1) of the War Pensions Regulations 1956, Amendment No. 24), and substituting the Eighth Schedule set out in the Third Schedule to these regulations.

(2) Regulation 3 of, and the Schedule to, the War Pensions Regulations 1956, Amendment No. 24 are hereby consequentially revoked.

9. Allowances and annuities payable to holders of decorations—(1) The principal regulations are hereby amended by revoking the Tenth and Eleventh Schedules (as added by regulation 3 of the War Pensions Regulations 1956, Amendment No. 8), and substituting the Tenth and Eleventh Schedules set out in the Fourth Schedule to these regulations.

(2) Regulation 3 of, and the Schedule to, the War Pensions Regulations 1956, Amendment No. 8 are hereby consequentially revoked.

SCHEDULES

FIRST SCHEDULE

Reg. 6 (1)

NEW SECOND SCHEDULE TO PRINCIPAL REGULATIONS

“SECOND SCHEDULE

Reg. 8

FEES FOR MEDICAL EXAMINATION

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|---|------------------|
| 1. For first medical examination and report on form War 11, embodying an opinion as to attributability of any disability to service. (Complete examination required) | 34.50 |
| 2. For first medical examination and report on form War 11, not embodying an opinion as to attributability of any disability to service. (Complete examination required) | 25.25 |
| 3. For any other medical examination and report on form War 11 or form W.S.P. 11 | 21.00 |
| 4. For consultation with specialist, including an examination and report of a type specified in clause 1, clause 2, or clause 3 of this Schedule. (This fee is payable to the specialist consulted where a second opinion is sought. The fee payable to the examining medical practitioner will be as specified in clause 1, clause 2, or clause 3, as the case may be) | No specified fee |
| 5. For consultation in surgery | 10.25 |
| 6. For each visit to a patient between the hours of 8 a.m. and 6 p.m., Monday to Friday | 15.50 |
| 7. For each visit to a patient on a Saturday, Sunday, or public holiday, or between the hours of 6 p.m. and 8 a.m., Monday to Friday | 25.25 |
| 8. Medical travel fee—For each kilometre travelled from surgery or residence | 0.89 |
| 9. Additional fee for the use of such special methods or tests as the Secretary considers would justify payment of an additional fee | No specified fee |

(In the event of a disagreement between any medical practitioner and the Secretary as to whether any method or test justifies the payment of the additional fee, the Secretary shall refer the matter to the appropriate Divisional Medical Practitioners Disciplinary Committee for its opinion).

In this Schedule the term ‘public holiday’ means Christmas Day, Boxing Day, New Year’s Day, the 2nd day of January, Waitangi Day, Good Friday, Easter Monday, Anzac Day, Sovereign’s Birthday, Labour Day, and the holiday observed in the locality concerned as Anniversary Day; and includes, when any of the above-named public holidays (other than Waitangi Day and Anzac Day) that can fall on a Saturday or Sunday so falls, the day that is observed in the locality concerned as a substituted public holiday; and also includes, when Boxing Day falls on a Monday, the day following Boxing Day.”

Reg. 7 (1)

SECOND SCHEDULE

NEW SIXTH SCHEDULE TO PRINCIPAL REGULATIONS

Reg. 50

"SIXTH SCHEDULE

MAXIMUM RATES OF WAR BURSARIES

1. Rates for orphan children and children of economic pensioners, war veterans, or war service pensioners—

	Per Year \$
(a) Secondary school children	416
(b) Full-time university students, teachers college students, and full-time technical institute students	494
(c) Part-time university students and part-time technical institute students	104

2. Rates in other cases—

(a) Secondary school children	208
(b) Full-time university students, teachers college students, and full-time technical institute students	248
(c) Part-time university students and part-time technical institute students	104"

Reg. 8 (1)

THIRD SCHEDULE

NEW EIGHTH SCHEDULE TO PRINCIPAL REGULATIONS

Regs. 59, 60

"EIGHTH SCHEDULE

MAXIMUM AMOUNTS OF MOTOR VEHICLE LOANS

Class of Applicant	Amount	Period After Which Loan May Be Written Off
	\$	Years
1. Any applicant who is in receipt of a war pension for permanent total disablement in respect of—	7,500	5
(a) Amputation of both legs; or		
(b) Paraplegia or other equivalent loss of function of both legs		
2. In any other case where the applicant is in receipt of a war pension in respect of a permanent locomotive disability assessed at 85 percent or more of total disablement	3,375	2"

FOURTH SCHEDULE

Reg. 9 (1)

NEW TENTH AND ELEVENTH SCHEDULES TO PRINCIPAL REGULATIONS

"TENTH SCHEDULE

Regs. 39A, 39B

ALLOWANCE PAYABLE FOR DECORATIONS IF RECEIVING A DISABLEMENT
PENSION

DECORATIONS

ALLOWANCES

The Victoria Cross

The Military Cross (awarded while
serving as a warrant officer)The Distinguished Flying Cross
(awarded while serving as a
warrant officer)

The Distinguished Conduct Medal

In every case, \$5 per week."

The Distinguished Service Medal

The Conspicuous Gallantry Medal
(Naval)The Conspicuous Gallantry Medal
(Flying)

The Military Medal

The Distinguished Flying Medal

"ELEVENTH SCHEDULE

Reg. 39c

ANNUITY PAYABLE TO HOLDERS OF VICTORIA CROSS

In every case, \$1,000."

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

Regulation 2, which is deemed to have come into force on 1 April 1984, removes the requirement of applying for the issue of a free railway pass to a war disablement pensioner who is totally blind or has suffered the loss of both legs above the knee, and to an escort. The pass may now be issued without application.

In addition it is now provided that such passes (pensioner and escort) may be issued, on application, to war disablement pensioners who receive all or part of their pension in respect of an amputation of all or part of a limb.

Regulations 3 and 4, which are deemed to have come into force on 1 April 1984, apply the new provisions contained in regulation 2 to the inter-island ferry service and to privately-owned transport services on routes where New Zealand Railways Corporation rail or road services have been withdrawn.

Regulation 5 (1), which is deemed to have come into force on 1 April 1984, extends the provision for the payment of travelling allowances for seriously disabled war pensioners to include pensioners who receive all or part of their pension in respect of the amputation of all or part of a limb.

Regulation 5 (2) increases, on and after 1 April 1985, the rate of travelling allowance from \$8.32 to \$9.44 a week.

Regulation 6 increases, on and after 1 May 1985, the fees payable for medical examinations.

Regulation 7 increases, on and after 1 October 1985, the rates of war bursaries payable to secondary school children, technical institute students, teachers college students, and university students.

Regulation 8 increases, on and after 1 October 1985, the maximum amount of loans available for the purchase of motor vehicles. The maximum amount of loan available for double amputees and paraplegics is increased from \$5,850 to \$7,500. The maximum amount of loan available for war pensioners with a permanent locomotive disability assessed at 85 percent or more of total disability is increased from \$2,635 to \$3,375.

Regulation 9 increases, on and after 1 October 1985, the allowances payable to holders of certain specified decorations who are in receipt of a disablement pension. The allowance is increased from \$1 to \$5 a week.

In addition the annuity payable to holders of the Victoria Cross is increased, on and after 1 October 1985, from \$200 to \$1,000.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 20 March 1986.

These regulations are administered in the Department of Social Welfare.