

## New Zealand



### ANALYSIS

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| <p>Title.</p> <p>1. Short Title and commencement.</p> <p style="text-align: center;"><i>Widows' Benefits</i></p> <p>2. Repeals. Rates of widows' benefits. Deductions from rates of widows' benefits. Repeals.</p> <p style="text-align: center;"><i>Family Benefits</i></p> <p>3. Adopted children.</p> | <p>4. Conditions attached to grant of family benefit.</p> <p>5. As to period for which family benefit payable.</p> <p style="text-align: center;"><i>Benefits granted in respect of Children</i></p> <p>6. Extending period for which benefits in respect of children may be continued for educational purposes.</p> |
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### 1946, No. 22

Title.

AN ACT to amend the Social Security Act, 1938.

[9th October, 1946

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title and commencement.

1938, No. 7

1. (1) This Act may be cited as the Social Security Amendment Act, 1946, and shall be read together with and deemed part of the Social Security Act, 1938 (hereinafter referred to as the principal Act).

(2) This Act shall be deemed to have come into force on the first day of April, nineteen hundred and forty-six.

### *Widows' Benefits*

2. (1) The principal Act is hereby amended by repealing section twenty-three (as amended by section ten of the Social Security Amendment Act, 1945) and section twenty-four (as set out in section eleven of the Social Security Amendment Act, 1945), and substituting the following sections:—

Repeals.

1945, No. 11

“23. Subject to any reduction that may be made pursuant to section twenty-four hereof,—

Rates of widows' benefits.

“(a) The rate of a widow's benefit shall be one hundred and four pounds a year:

“(b) In any case where the applicant has a child or children under sixteen years of age dependent on her the Commission may in its discretion increase the rate of the benefit by a mother's allowance not exceeding sixty-five pounds a year.

“24. (1) The rate or, as the case may be, the maximum rate of a widow's benefit as prescribed by section twenty-three hereof shall—

Deductions from rates of widows' benefits.

“(a) In every case to which paragraph (b) hereof does not apply, be reduced by one pound for every complete pound of the income of the applicant in excess of seventy-eight pounds a year:

“(b) Where the applicant has attained the age of sixty years and has no child or children under sixteen years of age dependent on her, be computed in respect of income and property as in the case of an application for an age-benefit.

“(2) For the purposes of this section any income derived by the husband of an applicant to whom paragraph (b) of subsection two of section twenty-two hereof applies shall be taken into account as if it were income received by the applicant.”

(2) Sections ten and eleven of the Social Security Amendment Act, 1945, are hereby repealed.

Repeals. 1945, No. 11

### *Family Benefits*

3. Section twenty-eight of the principal Act is hereby amended by omitting from subsection two the words “ children adopted prior to any application for a family benefit ”, and substituting the words “ adopted children ”.

Adopted children.

Conditions attached to grant of family benefit.

4. Section twenty-nine of the principal Act is hereby amended by repealing subsections one and two, and substituting the following subsection:—

“(1) No person shall be entitled to a family benefit under this Part of this Act unless the children in respect of whom the benefit is claimed were born in New Zealand or have been permanently resident in New Zealand for not less than one year.”

As to period for which family benefit payable.

1945, No. 11

5. Section fifteen of the Social Security Amendment Act, 1945, is hereby amended by inserting, after subsection two, the following subsection:—

“(2A) Notwithstanding anything to the contrary in section seventy-five of the principal Act, where a child in respect of whom a family benefit is payable dies the benefit shall not cease before the end of the month in which the child dies, and the amount (if any) unpaid on the date of the death of the child shall be paid to the person to whom the family benefit was payable on that date, or, in the discretion of the Commission, to such other person as the Commission thinks fit.”

*Benefits granted in respect of Children*

Extending period for which benefits in respect of children may be continued for educational purposes.

1943, No. 19

6. Section sixty-six of the principal Act is hereby amended by omitting from subsection one (as set out in section twenty-four of the Social Security Amendment Act, 1943) the words “expiring not later than two years after the child has attained the age of sixteen years”, and substituting the words “expiring not later than the end of the year in which the child attains the age of eighteen years”.