

**Reprint
as at 1 April 2012**



**War Pensions (Rates of Pensions,
Lump Sum Payments, and
Allowances) Order 2011**

(SR 2011/11)

War Pensions (Rates of Pensions, Lump Sum Payments, and Allowances) Order 2011: revoked, on 1 April 2012, by clause 6 of the War Pensions (Rates of Pensions, Lump Sum Payments, and Allowances) Order 2012 (SR 2012/26).

Anand Satyanand, Governor-General

Order in Council

At Wellington this 21st day of February 2011

Present:

His Excellency the Governor-General in Council

Pursuant to sections 74C and 75C of the War Pensions Act 1954, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This order is administered by the New Zealand Defence Force.

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Order

- 1 Title**
This order is the War Pensions (Rates of Pensions, Lump Sum Payments, and Allowances) Order 2011.

- 2 Commencement**
 - (1) Clause 4 and Schedule 1 come into force as stated in clause 4(3).
 - (2) Clauses 5 and 6, and Schedule 2, come into force immediately after the commencement of clause 4.
 - (3) The rest of this order comes into force on 1 April 2011.
Order: validated and confirmed, on 18 October 2011, by section 12 of the Subordinate Legislation (Confirmation and Validation) Act 2011 (2011 No 96).

- 3 Date from which clause 5 and Schedule 2 to have effect**
Clause 5 and Schedule 2 have effect from 31 March 2011 (that is to say, at the beginning of 1 April 2011).

4 Increasing rates of pensions, lump sum payments, and allowances to reflect changes in CPI

- (1) Each provision of the War Pensions Act 1954 listed in column 1 of Schedule 1 is amended by omitting the expression set out opposite it in column 2 in each place where it occurs and substituting in each case the expression set out opposite it in column 3.
- (2) The amendments made by subclause (1) to Schedule 12 of the War Pensions Act 1954 apply only in respect of people who die on or after 1 April 2011.
- (3) By virtue of section 74C(7) of the War Pensions Act 1954, this clause and Schedule 1,—
 - (a) come into force on 1 April 2011; and
 - (b) apply to veterans' pensions (within the meaning of that Act) payable on and after that date.

5 Further increases to certain amounts

- (1) The amounts set out in clauses 1(a) to (c) and 2(a) and (b) of Schedule 11 of the War Pensions Act 1954 (as substituted by clause 4(1) and Schedule 1 of this order) are further increased in the manner provided in subclause (2) of this clause.
- (2) Each provision of Schedule 11 of the War Pensions Act 1954 listed in column 1 of Schedule 2 of this order is amended by omitting the expression set out opposite it in column 2 in each place where it occurs and substituting in each case the expression set out opposite it in column 3.

6 Consequential revocation

The War Pensions (Rates of Pensions, Lump Sum Payments, and Allowances) Order 2010 (SR 2010/38) is revoked.

Schedule 1 cl 4(1)
**Increases to rates of pensions, lump sum
payments, and allowances payable under
War Pensions Act 1954**

Column 1 Provisions amended	Column 2 Expressions omitted (\$)	Column 3 Expressions substituted (\$)
<i>Schedule 1</i>		
Clause 1	191.86	199.05
Clause 2	115.12	119.43
Clause 3(a)	21.40	22.20
Clause 3(b)	20.65	21.42
Clause 3(c)	14.96	15.52
Clause 3(d)	14.96	15.52
Clause 3(e)	14.96	15.52
<i>Schedule 2</i>		
Clause 1	355.33	368.65
<i>Schedule 4</i>		
Clause 1	141.52	146.83
Clause 2(a)	150.27	155.91
Clause 2(b)	23.93	24.83
<i>Schedule 5</i>		
Clause 1	8.86	9.19
Clause 2	118.53	122.97
<i>Schedule 11</i>		
Clause 1(a)	372.27	386.52
Clause 1(b)	341.38	355.10
Clause 1(c)	279.58	292.11
Clause 2(a)	559.16	584.22
Clause 2(b)	530.14	552.84
<i>Schedule 12</i>		
Clause 1(a)	13,559.16	14,067.63

Column 1	Column 2	Column 3
Provisions amended	Expressions omitted	Expressions substituted
	(\$)	(\$)
Clause 1(b)	5,377.59	5,579.25
Clause 1(c)	4,100.57	4,254.34

Schedule 2 cl 5(2)
**Further increases to rates of veterans’
 pensions payable under War Pensions
 Act 1954**

Column 1	Column 2	Column 3
Provisions amended	Expressions omitted	Expressions substituted
	(\$)	(\$)
<i>Schedule 11</i>		
Clause 1(a)	386.52	389.14
Clause 1(b)	355.10	357.40
Clause 1(c)	292.11	294.08
Clause 2(a)	584.22	588.16
Clause 2(b)	552.84	556.62

Michael Webster,
 for Clerk of the Executive Council.

Explanatory note

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

This order, which comes into force on 1 April 2011, amends the War Pensions Act 1954 in 2 ways.

First, *clause 4* increases the following war pensions, lump sum payments, and allowances to reflect an increase of 3.75% in the New Zealand Consumers Price Index from the December 2009 quarter to

the December 2010 quarter (calculated using the CPI All Groups for the first quarter and the CPI All Groups less cigarettes and tobacco subgroup for the other quarters):

- the maximum rate of a disablement pension:
- the maximum rate of an additional pension for severe disablement:
- clothing allowances:
- the maximum rate of allowance for the services of attendants for disabled pensioners:
- the maximum rate of surviving spouses' or surviving partners' pensions:
- the maximum rate of additional parents' allowances payable to a surviving spouse or surviving partner:
- the maximum rate of children's pensions in ordinary cases:
- the maximum rate of war orphans' pensions:
- the maximum rates of veterans' pensions:
- the maximum payments on death of a veteran or a veteran's spouse, civil union partner, or de facto partner.

Secondly, *clause 5* makes some additional increases to figures already increased by *clause 4* in order to honour the Government's commitments in relation to the level of veterans' pensions.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 24 February 2011.

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Notes

1 *General*

This is a reprint of the War Pensions (Rates of Pensions, Lump Sum Payments, and Allowances) Order 2011. The reprint incorporates all the amendments to the order as at 1 April 2012, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, *see* <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked

are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5 *List of amendments incorporated in this reprint
(most recent first)***

War Pensions (Rates of Pensions, Lump Sum Payments, and Allowances) Order 2012 (SR 2012/26): clause 6

Subordinate Legislation (Confirmation and Validation) Act 2011 (2011 No 96): section 12
