

**Reprint**  
**as at 7 December 2014**

**War Pensions Amendment Act  
2006**

Public Act    2006 No 32  
Date of assent    30 June 2006

War Pensions Amendment Act 2006: repealed, on 7 December 2014, pursuant to section 276 of the Veterans' Support Act 2014 (2014 No 56).

**Contents**

	Page
1      Title	2
2      Commencement	2
3      Principal Act amended	2
4      Interpretation	2
5      New section 74BA inserted	2
74BA    Entitlement to veteran's pension for spouses or partners of persons in long-term residential care in hospital or rest home	2
6      Absences up to 52 weeks with aid agencies	3
7      Living alone payments	3

---

**Note**

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this eprint. See the notes at the end of this eprint for further details.

**This Act is administered by the New Zealand Defence Force.**

8	Rates of pensions, lump sum payments, and allowances may be increased by Order in Council	3
9	Amendment to Social Security Act 1964	3
10	Amendment to Social Security (Long-term Residential Care) Regulations 2005	4
11	Savings provision	4

**The Parliament of New Zealand enacts as follows:**

**1 Title**

This Act is the War Pensions Amendment Act 2006.

**2 Commencement**

- (1) Except as provided in subsection (2), this Act comes into force on 1 July 2006.
- (2) Section 8 comes into force on the day after the date on which this Act receives the Royal assent.

**3 Principal Act amended**

This Act amends the War Pensions Act 1954.

**4 Interpretation**

Section 67(1) is amended by inserting the following definition in its appropriate alphabetical order:

“**partner** has the same meaning as in section 3(1) of the Social Security Act 1964.”

**5 New section 74BA inserted**

The following section is inserted after section 74B:

“**74BA Entitlement to veteran’s pension for spouses or partners of persons in long-term residential care in hospital or rest home**

- “(1) This section applies to any person—
  - “(a) who is not in long-term residential care and whose spouse or partner is in long-term residential care in a hospital or rest home, whether or not the spouse or partner is a resident assessed as requiring care (within

- the meaning of section 136 of the Social Security Act 1964); and
- “(b) who is in receipt of a veteran’s pension, or whose spouse or partner is in receipt of a veteran’s pension.
- “(2) A person to whom this section applies is entitled to receive a veteran’s pension at the rate payable to a person who is single—
- “(a) stated in clause 1(a) of Schedule 11, if the person has been granted a living alone payment under section 74U; or
- “(b) stated in clause 1(b) of Schedule 11, if the person has not been granted a living alone payment under section 74U.
- “(3) Any benefit payable to a person to whom this section applies is not subject to abatement in respect of any income of the person that has been included in a means assessment of the person’s spouse or partner under Part 4 of the Social Security Act 1964.”

**6 Absences up to 52 weeks with aid agencies**

- (1) The heading to section 74H is amended by omitting “52” and substituting “156”.
- (2) Section 74H(1)(b) is amended by omitting “52” and substituting “156”.

**7 Living alone payments**

Section 74U(3)(b) is amended by omitting “or household expenses (including accommodation expenses)”.

**8 Rates of pensions, lump sum payments, and allowances may be increased by Order in Council**

Section 75C(1)(ab) is amended by omitting “clause 2(a) of”.

**9 Amendment to Social Security Act 1964**

Section 155(1) of the Social Security Act 1964 is amended by repealing paragraph (a).

**10 Amendment to Social Security (Long-term Residential Care) Regulations 2005**

The Social Security (Long-term Residential Care) Regulations 2005 are amended by revoking regulation 4.

**11 Savings provision**

- (1) This section applies to a person who, immediately before section 10 comes into force, is entitled under regulation 4 of the Social Security (Long-term Residential Care) Regulations 2005 to receive, and who is receiving, a veteran's pension at the appropriate single rate as provided for by that regulation.
  - (2) A person to whom this section applies is to be treated as a person to whom section 74BA of the War Pensions Act 1954 (as inserted by section 5 of this Act) applies for so long as—
    - (a) the person's spouse or partner continues to be in long-term residential care in a hospital or rest home; and
    - (b) the person is not himself or herself in long-term residential care.
-

---

## **Eprint notes**

### ***1 General***

This is an eprint of the War Pensions Amendment Act 2006 that incorporates all the amendments to that Act as at the date of the last amendment to it.

### ***2 About this eprint***

This eprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

### ***3 Amendments incorporated in this eprint***

Veterans' Support Act 2014 (2014 No 56): section 276

---