



SUPPLEMENT  
TO THE  
**NEW ZEALAND GAZETTE.**

Published by Authority.

WELLINGTON, WEDNESDAY, AUGUST 19, 1874.

*Regulations respecting Government Industrial Insurance.*

JAMES FERGUSSON, Governor.

ORDER IN COUNCIL.

At the Government House, at Wellington, this  
twenty-ninth day of July, 1874.

Present:—HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

**W**HEREAS by "The New Zealand Government Insurance and Annuities Acts, 1869 and 1870," it is, amongst other things, provided that it shall be lawful for the Governor in Council from time to time to make any regulations for carrying the said Acts into effect, and any such regulations to alter, amend, or revoke; and also to regulate the mode and form of making contracts under the said Acts as therein respectively mentioned:

Now therefore, His Excellency Sir James Fergusson, Baronet, the Governor of the Colony of New Zealand, in exercise and pursuance of the power and authority vested in him by the said Acts, and by and with the advice of the Executive Council of the said Colony, doth hereby make and ordain the regulations contained in the schedule hereto annexed, for the purposes therein set forth, that is to say,—

SCHEDULE.

Regulations only to apply to Industrial Policies.

1. These Regulations shall apply only to Industrial Policies, and the existing Regulations shall not apply to Industrial Policies.

2. No Industrial Policy shall be granted for a sum exceeding two hundred pounds, and only on the life of a member of Societies registered under "The Friendly Societies Act, 1867," or of the wife of such member.

Interpretation.

3. In the construction and for the purposes of these Regulations, and in all policies or instruments purporting to be made or executed thereunder (if not inconsistent with the context and subject-matter,) the following terms and expressions shall have the meanings hereinafter assigned to them, that is to say—

The expression "the Commissioner," shall mean The Government Annuities Commissioner appointed and acting under the said Acts.

The expression "industrial," when applied to a policy shall mean that such policy is one of a class the premiums on which are payable weekly.

The term "policy," shall mean the written instrument containing any contract whatever dependent upon the contingencies of human life.

The expression "life insurance," when applied to a policy, shall mean that such policy is payable either upon the death of the Insured, whenever that event may occur, or on his death if it happen within a specified term, or before attaining a certain age, as the case may be.

The expression "the Insured," shall mean the person upon the contingency of whose life the policy is dependent.

The expression "the Assured," shall mean the person by whom and for whose benefit the insurance is effected.

The term "premium," shall mean the periodical or other payment for any policy, or the purchase money for such policy.

Governor may appoint Agents.

4. The Governor may from time to time appoint persons to receive moneys, also to receive proposals for insurance of lives or the grant of endowments or annuities, or for any other policies authorized by the said Acts, and such appointments may from time to time revoke or alter.

Agent.

5. Every person who may be so appointed is, throughout these Regulations, termed "the Agent," and his place of business "an agency."

Postmasters to supervise Agents.

6. The Postmaster at any Post Office may be appointed by the Postmaster-General to supervise the work of any such Agent.

Duties of Agents.

7. The Agent appointed in any place as aforesaid shall in respect thereof strictly conform to these Regulations, and shall have no authority to alter or discharge contracts made under the said Acts or these Regulations, or in any way bind the Commissioner, except as herein provided.

Form of proposal.

8. Any person desiring to effect any transaction under the said Acts, shall make his proposal for the same in the form applicable thereto.

Forms supplied free.

9. Forms of proposals shall, on application to the Agent acting in any place, be supplied to the applicant free of all charge.

Proposer to sign declaration.

10. The person making any proposal (hereinafter called the Proposer) shall, at the time of delivering the same to the Agent, sign and make the declaration at the head thereof in the presence of the Agent.

Agent to refer Proposer to Medical Officer at his discretion.

11. The Agent to whom any proposal has been delivered may either forthwith direct that the person whose life is proposed for insurance shall present himself for medical examination by a legally-qualified medical practitioner approved of by the Governor for the purpose of such examinations (hereinafter referred to as the Medical Officer), or, if such agent be not satisfied as to the eligibility of the life, he shall in the first instance refer such proposal to the Commissioner.

Medical examination.

12. The Commissioner may in any case direct such medical examination to be made.

Form of medical examination.

13. The medical examination shall be conducted according to a form applicable to the special transaction.

Report of Medical Officer.

14. The Medical Officer may put to the person examined any questions which he may think necessary, and may report specially to the Commissioner in reference thereto.

Papers to be sent direct to Commissioner for his consideration.

15. The proposal and medical report, and all other papers connected therewith, shall, so soon as the same have been duly completed, be transmitted to the Commissioner for consideration.

Tables apply to first-class lives only.

16. All tables of premiums for sums to be secured at death or otherwise, shall specify the rate of premium for first-class lives only.

Commissioner to fix extra rate.

17. If the Commissioner shall, after consideration of the proposal and papers connected therewith, be of an opinion that there are circumstances connected with the proposal which increase the risk beyond that provided for in the Tables, he shall either increase the premium or reduce the sum to be assured, according to the nature of the Table, in such proportion as shall appear to him to be sufficient to cover the additional risk.

Notice of acceptance to be given.

18. If the Commissioner shall elect to accept the proposal, he shall determine the premium payable in respect of the proposed transaction, and he shall forthwith cause notice thereof to be given to the Proposer.

Five days allowed for completion of proposal.

19. The Proposer must, within five days after receipt by him of notice of such acceptance, pay or cause to be paid the premium payable in respect of the proposed transaction.

Execution and delivery of policy.

20. The policy shall be executed by the Commissioner, and shall be delivered to the Assured on payment by him of the first premium due under the

policy, at such one of the Agencies appointed for the purpose, as the Assured shall select.

Receipts for Premiums.

21. A Premium Receipt Book shall be delivered to the Assured, together with the Policy, in which book the date and amount of each premium paid by him shall be entered by the Agent to whom the premiums are paid, and who shall affix his signature to each such entry.

Conditions of Policies.

22. Policies shall become void—

If the statements of the Proposer, as set forth in the proposal, or in the declaration attached thereto, be wilfully untrue; or if any other paper or statement furnished by the Proposer, or at his instance, on the faith of which the policy may have been issued, shall at any time be found to contain any wilfully untrue statement; or if there shall at any time be or have been any fraudulent concealment from the Commissioner of any important particular:

If payment of the weekly or other premium be not made within five days from the date stipulated in the policy; but such policies may be revived at any period not exceeding twelve calendar months after their expiration, on satisfactory proof being given, if required by the Commissioner, of the unimpaired health of the Insured, and on payment of the premiums then in arrear, together with a fine not exceeding ten shillings for every hundred pounds of the sum assured, and so in proportion for every sum less or greater than one hundred pounds:

If the Insured shall proceed to any part of the globe within the twenty-fifth parallels of North and South latitude, except in passing or re-passing through the same by sea, without having obtained the written consent of the Commissioner to visit or reside within the said parallels of latitude:

If the Insured shall die by suicide, whether sane or insane, within twelve months from the date of the policy.

But policies shall not become void by any of the acts mentioned in the two last preceding paragraphs, so far as regards the interest therein of any person other than the Insured, if the Insured shall have done any such act as aforesaid without the knowledge of such other person, and if the person or one of the persons beneficially interested therein shall give notice to the Commissioner of such act as soon as it comes to his knowledge, and shall pay the additional premiums that could have been required for his consent to such act.

Policies indisputable after five years' duration.

23. Policies shall, upon the expiration of five years from the date of the policy, and upon the Insured having attained the age of thirty years, be exempt from forfeiture in all cases except fraud and non-payment of premium, unless previously to the expiration of such five years any misstatement, error, mistake, omission, or suppression shall be ascertained by the Commissioner, and notified in writing to the person in whose name such policy shall have been granted.

Payment of claim.

24. On the death of the Insured, notice in writing of such death shall be immediately given to the Commissioner, and the sum assured shall not be payable until proofs of identity and death of the Insured shall have been supplied to the satisfaction of the Commissioner, and until the policy, together with the last Pre-

mium Receipt Book, shall have been delivered to the Commissioner or other officer duly appointed to receive the same.

Assured when admitted to full benefit.

25. The sum assured under any life insurance policy shall not be payable in full until the expiration of twelve calendar months from the date of such policy; and if the Insured shall happen to die within twelve calendar months from such date, then one-half only of the sum assured shall be payable; but if the Insured shall happen to die within six calendar months from such date, then no part of the sum assured shall be payable, unless the Insured shall have died of any of the following causes, namely,—accident, apoplexy, cholera, typhus, or scarlet fever, then one-fourth part of the sum assured shall be payable.

Policies not voided by death during days of grace.

26. The sum assured under any policy will, subject to the last preceding regulation, be paid in case of the death of the Insured during the five days of grace, notwithstanding the non-payment of the premium; but the amount so remaining unpaid shall be deducted from the sum assured at settlement.

Net value of policy.

27. The net value of any life insurance policy shall be ascertained according to the rate of mortality of either of those Tables known as "The Combined Experience" and "The Institute of Actuaries" Tables, with interest at the rate of four per centum per annum. Not less than four-fifths of the net value so ascertained shall be allowed as the surrender value on any life insurance policy.

Policy may be surrendered after three years' duration.

28. Any life insurance policy which has existed for three years may be surrendered either as to the whole or any part of the interest of the Assured in such policy. The Commissioner shall thereupon grant to the person entitled a paid-up policy (that is, a policy exempted from any future payments) equivalent to the then surrender value.

In case of default, paid-up policy to be issued on application.

29. On application by the Assured within three months after any life insurance policy which has existed for three years shall have lapsed by non-payment of premiums, the Commissioner shall issue a paid-up policy equivalent to the surrender value of the original policy at the date of its lapse.

No medical fee or postage required.

30. Any person proposing to effect a policy under the provisions of the said Acts shall provide, at his own cost, such evidence of age as shall be required by the Commissioner, but shall not be required to pay any fee or fees for medical examination, or to pay the cost of any additional inquiry which the Commissioner may think fit to make with regard to his health, habits, age, and occupation, or to pay any fee or fees for the issue of any policy which may be made in accordance with his proposal, or to pay any postage for the transmission of his proposal, or for the transmission of any correspondence arising out of such proposal or policy bet ween him and the Commissioner.

Notice of assignment.

31. The right and interest in any policy may be assigned, but notice of every such assignment shall be given to the Commissioner, who shall acknowledge thereon the receipt of such notice, and forward the same to the person giving such notice. All such notices shall be given in duplicate, accompanied by a fee of 5s., to be sent direct to the Commissioner.

Commissioner may insert other conditions in policies.

32. In addition to the terms and conditions upon the performance or happening of which policies issued under the said Acts are under the said Regulations to become void or to be subject to, the Commissioner may, at the time of issuing any policy hereafter granted under the said Acts, cause to be inserted in or indorsed thereon any other terms and condition or conditions he may think fit, upon the happening or performing of which the said policy is to become void or is to be subject to, and any such policy shall be deemed subject to such terms and conditions so inserted or indorsed.

Proof of death.

33. Death may be proved by production of the following evidence:—

- (a.) A certificate under the hand of the medical attendant (if any) of the deceased during his or her last illness, stating the date, and place, and cause of death; and
- (b.) An examined official or certified copy or extract from the register or other official record of the death or burial; or
- (c.) A declaration, affirmation, or affidavit stating the time, and place, and circumstances of the death, and that no official record of the death or burial is to be found; such declaration, affirmation, or affidavit to be made in such form and manner that the persons making them would, under the law of the place where they are made (if there be any such law) be criminally responsible if any statement therein be false to their knowledge.

Proof of identity.

34. The identity of the deceased and the Insured shall be proved by declaration, affirmation, or affidavit made in the manner herein prescribed with regard to declarations as to proof of death, and stating the knowledge or belief of the person making the same as to the identity of the deceased, and giving with particularity the grounds of such knowledge or belief.

Other proofs may be received.

35. The Commissioner may accept proofs of identity or death other than as aforesaid, which shall to him appear substantially sufficient for any of the said purposes.

Claims may be paid without probate, &c.

36. The Commissioner may pay any claim under a policy without requiring production of probate or letters of administration, in accordance with the following regulation, and he shall be thereby discharged from all further liability in respect of the claim so paid.

All persons to whom any such moneys as aforesaid are paid, shall apply the same in due course of administration.

The sum assured, to whom payable.

37. The sum assured, upon the death of the Insured, shall, upon satisfactory proof of his or her death, be paid to his or her widow or husband; and if there be no widow or husband surviving, to his or her surviving child, if only one, or if children, to such children in equal parts; and if there be no child surviving, then to his or her father; and if there be no father surviving, then to his or her mother; and if there be no mother surviving, then to his or her surviving brother and sister, or brothers and sisters, if more than one, in equal shares, and if only one, the whole to such one; and if there be no brother and sister, then to the person or persons who shall appear to the Commissioner to be entitled under the Statute of Distributions to receive the same.

Proof of claim to be produced.

38. All proofs evidencing the right of any person to receive any money under any policy, shall be produced to the Commissioner, or to such person as he shall in each case appoint, and shall be made at the expense of the person tendering the same.

Approved in Council.

FORSTER GORING, Clerk of the Executive Council.

Tables for Payment of Sums of Money at Death, &c., adopted.

JAMES FERGUSSON, Governor.

IN pursuance of the seventeenth section of "The Government Annuities Act, 1869," His Excellency the Governor directs it to be notified that by an Order in Council bearing even date herewith, certain Tables for Payment of Sums of Money at Death and otherwise, under the said Act, have been directed to be used and adopted, and that printed copies of the said Tables can be seen at the office of the Government Annuities Commissioner at Wellington, and at the several Post Office Money Order Offices throughout the Colony.

Dated this eighteenth day of August, 1874.

Approved in Council.

FORSTER GORING, Clerk of the Executive Council.

Table for determining Value of Annuities, &c., approved.

JAMES FERGUSSON, Governor.

ORDER IN COUNCIL.

At the Government House, at Wellington, this eighteenth day of August, 1874.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by "The New Zealand Government Insurance and Annuities Acts, 1869 and 1870," power is given to the Governor in Council from time to time as he shall think fit, to direct such tables as shall from time to time be authorized and approved of by him, to be used and adopted for determining the values of all annuities of whatsoever kind which may be granted according to the provisions of the said Acts as well as tables for payment of sums of money at death and otherwise:

Now therefore, His Excellency Sir James Fergusson, Baronet, the Governor of the Colony of New Zealand, in exercise and pursuance of the power and authority vested in him by the said Acts, and by and with the advice of the Executive Council of the said Colony, doth hereby approve of the table contained in following Schedule.

FORSTER GORING, Clerk of the Executive Council.

SCHEDULE.

INDUSTRIAL POLICIES.

Table A. By paying the under-mentioned Weekly Premiums, the following Sums, payable at Death (if in full Benefit), may be secured. Includes columns for Age next Birthday, various weekly premiums, and resulting sums at death.

EXAMPLE.

A person aged 20 may secure, if in full benefit, £56 14s. at his death, by the payment of Sixpence a Week. N.B.—The Assured is admitted to half benefit in six calendar months, and to full benefit in twelve calendar months from the date of the Policy.