

I assent.

(L.S.)

CENSU TABONE
President

31st May, 1991

ACT No. XIII of 1991

AN ACT to amend the Social Security Act, 1987.

BE IT ENACTED by the President, by and with the advice and consent of the House of Representatives, in this present Parliament assembled, and by the authority of same, as follows :—

Short title and
commencement.

1. (1) This Act shall be cited as the Social Security (Amendment) Act, 1991, and shall be read and construed as one with the Social Security Act, 1987, hereinafter referred to as “the principal Act”.

(2) The provisions of this Act shall be deemed to have come into force as follows:

(a) section 2, sub-paragraph (ii) of paragraph (a) and paragraph (b) of section 6, sections 7, 8, 9 and 10, sub-paragraph (ii) of paragraph (c), paragraph (e), sub-paragraph (ii) of paragraph (f) and paragraph (g) of section 11, sections 12 to 17, 19 to 28, paragraph (b) of section 29, section 30, paragraph (a) of section 31, sections 32 to 35, section 39, section 41, section 42 (excluding the first proviso contained in item (d) of sub-paragraph (ii) of paragraph (a) and paragraphs (b) and (c)), sections 43 to 47 and sections 49 and 50 shall be deemed to have come into force on the 5th January, 1991;

(b) section 3, paragraphs (a) and (b) of section 5 and section 48 shall be deemed to have come into force on the 7th January 1991;

(c) section 4, paragraph (c) of section 5, sub-paragraph (i) of paragraph (a) of section 6, section 18 and the first proviso contained in item (d) of sub-paragraph (ii) of paragraph (a) and paragraphs (b) and (c) of section 42 shall be deemed to have come into force on the 1st January 1987;

(d) paragraphs (a) and (b), sub-paragraph (i) of paragraph (c) and paragraph (d) of section 11 and paragraphs (a) and (c) of section 40 shall be deemed to have come into force on the 1st November 1990;

(e) sub-paragraphs (i), (iii) and (iv) of paragraph (f) of section 11 and paragraph (b) of section 40 shall be deemed to have come into force on 6th January 1990;

(f) paragraphs (a) and (c) of section 29, paragraph (b) of section 31 and section 36 shall be deemed to have come into force on the 22nd January 1979;

(g) section 37 shall be deemed to have come into force on 1st July 1989; and

(h) section 38 shall be deemed to have come into force on 20th April 1990.

2. The Arrangement of Sections in the principal Act shall be amended as follows:

Amendment of
the Arrangement
of Sections in
the principal Act.

(a) immediately after the item "32. Non-eligibility to a pension in respect of widowhood" there shall be inserted the following new item:—

"32A. Widow's Pension to be abated by pension from late husband's employer";

(b) the items "34. Pension to widows over the age of sixty years", "37. Widow's Benefit", "45. Minimum rate of Survivor's Pension", "46. Disqualification from Survivor's Pension", "50. Supplementary Pension and its abatement" and "63. Disqualification from Two-Thirds Pension" shall be deleted;

(c) immediately after the item "52. Widow in State-owned hospital or institution" there shall be inserted the following new item:—

"52A. Widower's Pension";

(d) for the item "79. Orphan's Allowance" there shall be substituted the item "79. Orphan's Allowance and Orphan's Supplementary Allowance";

(e) in the item "Second Schedule" the words "and Free Medical Aids" against the sub-item "PART II" shall be deleted and immediately after the said sub-item "PART II" there shall be added the following new sub-item:—

"PART IIA — Free Medical Aids";

(f) in the item "Sixth Schedule" immediately before the words "Rate of Age Pension" against the sub-item "PART II" there shall be inserted the word "Highest"; and

(g) immediately after the item "Fourteenth Schedule — Calculation of the Pensionable Income" there shall be inserted the following new item:—

"Fifteenth Schedule — Notional Rate of Age Pension".

Amendment of
Section 13 of
the principal Act.

3. In subsection (1) of section 13 of the principal Act, for the words "a Class One contribution comprising both his and his employer's share of the value of such a Class One contribution." there shall be substituted the words "a Class One contribution; and, for this purpose, no contribution shall be payable by or on behalf of or in respect of his employer."

Amendment of
Section 15 of
the principal Act.

4. In the English text of subsection (1) of section 15 of the principal Act, for the words "of this agreement" there shall be substituted the words "of his agreement".

Amendment of
Section 16 of
the principal Act.

5. Section 16 of the principal Act shall be amended as follows:—

(a) subsection (2) thereof shall be amended as follows:

(i) in paragraph (a) thereof, for the words "prior to his death; and" there shall be substituted the words "prior to his death;"

(ii) in paragraph (b) thereof, for the words "not yet reached pension age." there shall be substituted the words "not yet reached pension age; and"; and

(iii) immediately after paragraph (b) thereof there shall be added the following new paragraph (c):—

"(c) with effect from the first Monday of January, 1981, any citizen of Malta who goes abroad as a volunteer worker on projects in the areas of human welfare and development and environmental protection which are recognized as such by the Minister in advance, for any period during which he is performing such volunteer work and has not yet reached pension age; so however that, for this purpose, any such number of credited contributions shall in no case exceed an aggregate of 260 in any period of 10 years in such volunteer work.";

(b) in paragraph (b) of subsection (3) thereof, for the words "a day of unemployment:" there shall be substituted the words "a day of unemployment and either registered under Part One of the Register kept in accordance with the provisions of the Employment and Training Services Act, 1990 or certified by the Corporation established by the Act aforesaid to be unemployable and for this reason is registered under Part Three of the said Register:"; and

(c) in sub-paragraph (ii) of paragraph (a) of subsection (4) thereof, immediately after the words "sickness benefit" there shall be inserted the words "or injury benefit".

6. Subsection (3) of section 17 of the principal Act shall be amended as follows: Amendment of
Section 17 of
the principal Act.

(a) paragraph (b) thereof shall be amended as follows:

(i) in sub-paragraph (i) thereof of the Maltese text, immediately after the word “ghal” there shall be inserted the words “benefiċċju għal disimpieg u”; and

(ii) in sub-paragraph (ii) thereof, for the words “was self-occupied; and” there shall be substituted the words “was self-occupied.”; and

(b) paragraph (c) thereof shall be deleted.

7. In subsection (3) of section 18 of the principal Act, for the words from “for that incapacity” up to and including the words “for such benefit.” there shall be substituted the words “for that incapacity.”. Amendment of
Section 18 of
the principal Act.

8. In paragraph (b) of subsection (1) of section 23 of the principal Act, for the words “of Part II” there shall be substituted the words “of Part IIA”. Amendment of
Section 23 of
the principal Act.

9. In subsection (6) of section 26 of the principal Act, for the words from “equivalent to” up to including the words “of any other person.” there shall be substituted the words “equivalent to — Amendment of
Section 26 of
the principal Act.

(a) in the case of a married man who is maintaining his wife, four-fifths, and

(b) in the case of any other person, two-thirds

of the national minimum wage as is applicable to persons of 18 years of age or over established by a National Standard Order issued under the Conditions of Employment (Regulation) Act during the period in respect of which the pension is due.”.

10. In subsection (4) of section 27 of the principal Act, for the words “Lm2.20 per week” there shall be substituted the words “Lm2.25 per week”. Amendment of
section 27 of
the principal
Act.

11. Section 30 of the principal Act shall be amended as follows:— Amendment of
Section 30 of
the principal Act.

(a) subsection (1) thereof, shall be amended as follows:—

(i) for the words “Part I of the Employment Register kept in accordance with the Employment Service Act, 1955;” there shall be substituted the words “Part One of the Register kept in accordance with the provisions of the Employment and Training Services Act, 1990;”; and

(ii) in the proviso thereto, for the words “Part I of the Employment Register” there shall be substituted the words “Part One of the Register”;

(b) in subsection (3) thereof, for the words “Part I of the Employment Register kept in accordance with the Employment

Service Act, 1955" there shall be substituted the words "Part One of the Register kept in accordance with the provisions of the Employment and Training Services Act, 1990";

(c) subsection (4) thereof shall be amended as follows:—

(i) in paragraph (a) thereof, for the words "Part I of the Employment Register kept in accordance with the Employment Service Act, 1955" there shall be substituted the words "Part One of the Register kept in accordance with the provisions of the Employment and Training Services Act, 1990"; and

(ii) immediately after paragraph (a) thereof there shall be added the following new paragraph (aa):—

"(aa) certified by the Corporation established by the Employment and Training Services Act, 1990 to be unemployable, and for this reason is registered under Part Three of the aforesaid Register; or";

(d) in subsection (5) thereof, for the words "Part II of the Employment Register kept in accordance with the Employment Service Act, 1955, and who, had he been registered under Part I of the said register" there shall be substituted the words "Part Two of the Register kept in accordance with the provisions of the Employment and Training Services Act, 1990, and who, had he been registered under Part One of the said Register";

(e) in subsection (6) thereof —

(i) for the words "of all the members of his household," there shall be substituted the words "of all the members of his household who are neither employed persons nor self-employed persons in terms of this Act,";

(ii) for the words "as determined by Part I of the Sixth Schedule to this Act:" there shall be substituted the words "as determined by Part I of the Sixth Schedule to this Act; so however that, where in the household there are members, not being the head of household and his wife, who are either employed persons or self-employed persons in terms of this Act, such weekly amount of Social Assistance shall be reduced by the difference obtaining between the scale rate that would otherwise had been applicable to the household had such members not been employed persons or self-employed persons as aforesaid in this subsection and the scale rate that is in fact applicable to the household in respect of all the other members of the household:";

(iii) in paragraph (ii) of the proviso thereto, for the words "as the case may be." there shall be substituted the words "as the case may be; and";

(iv) immediately after paragraph (ii) of the proviso thereto there shall be added the following new paragraphs (iii) and (iv):—

“(iii) where two or more persons have been housed together in the community as part of a rehabilitation programme for ex-inmates of a State-owned hospital for mental diseases on the recommendation of the Mental Health Review Tribunal established under the Mental Health Act, 1976, the Director shall consider each of such persons as forming a household on his own; so however that, the amount of Social Assistance payable under this section to each such household shall not exceed the equivalent of 75% of the rate payable to a household of one person in accordance with the aforesaid Part I of the Sixth Schedule, and any house rent payable in accordance with this Act shall be paid wholly but solely to whoever has the rent book in his name; and

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(iv) where a member, other than the head of household and his wife, is an employed person or a self-employed person, if his gross wage or gross income, as the case may be, does not exceed 40% of the national minimum wage as is applicable to persons of 18 years of age or over established by a National Standard Order issued under the Conditions of Employment (Regulation) Act, during the period in respect of which Social Assistance is due, such a member shall, for the purposes of this subsection, not be deemed to be an employed person or a self-employed person.”; and

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(v) immediately after the proviso thereto there shall be added the following new proviso:—

“Provided further that, where any member of the household becomes gainfully occupied as a result of any of the Manpower Incentive Schemes announced by Government, such member shall not, for the purposes of awarding and calculating any Social Assistance due to the head of household under this section, be deemed to be an employed person or a self-employed person as aforesaid in this section during the first 12 weeks of his entitlement to any benefit, income, privilege or grant accruing to him under any of the Schemes as aforesaid, and any such benefit, income, privilege or grant shall not be taken into account during the aforesaid 12-week period.”;

(f) subsection (8A) thereof shall be amended as follows:—

(i) for the words “A head of household who” there shall be substituted the words “With effect from the 6th January, 1990, any member of a household who”;

(ii) for the words “Lm2.20 per week” there shall be substituted the words “Lm2.25 per week”;

(iii) for the words “would otherwise have disqualified him from receiving Social Assistance had he” there shall be substituted the words “would otherwise have disqualified the

head of the household from receiving Social Assistance had such person"; and

(iv) immediately at the end thereof there shall be added the following proviso:—

"Provided that, where entitlement to assistance as aforesaid in this subsection commences as a result of such admittance into such a therapeutic community centre, the foregoing provisions of this subsection shall also apply."; and

(g) immediately after subsection (8A) there shall be added the following new subsection (8B):—

"(8B) A person who, notwithstanding the fact that he has not yet reached the age of 60 years, is nonetheless an inmate of such a state-owned institution for the care and welfare of old people as is referred to in paragraph (a) of subsection (1) of section 99 of this Act, shall be entitled to receive an allowance of Lm2.25 per week for as long as he is an inmate of such an institution as aforesaid and provided his total weekly means would have entitled him to assistance under this section had he not been an inmate of such an institution.

For the purposes of this subsection, a person as aforesaid shall, in establishing his total weekly means, be considered as forming a household on his own."

Substitution of
Section 31 of
the principal Act.

12. For section 31 of the principal Act there shall be substituted the following:—

"31. A widow whose husband satisfies the relevant contribution conditions as provided under section 17 of this Act on the date of his death, or whose husband died as a result of personal injury caused by an accident arising out of or in the course of his employment or self-occupation, or deemed to be so in accordance with the provisions of section 28 of this Act, or as a result of an industrial disease as is referred to in the said section 28, shall be entitled to a Widow's Pension at the pertinent rate shown in the Twelfth Schedule to this Act, or to a Survivor's Pension; and where this widow has the care and custody of a child of her late husband, her rate of pension under this section shall be increased in respect of each such child by —

(a) 85 cents per week where an allowance under paragraph (i), (ii) or (iii) of section 83 of this Act is being paid in respect of such child; and

(b) 155 cents per week where an allowance under paragraph (iv) of the said section 83 is being paid in respect of such child:

Provided that where, prior to the 5th January, 1991, a widow was entitled to a Widow's Benefit payable under this Act as in force prior to the date aforesaid shall, with effect from the 5th January 1991, be entitled to receive a pension bonus of Lm1 per week in addition to her rate of Widow's Pension that is payable to her in accordance with the provisions of this section."

13. Subsection (2) of section 32 of the principal Act shall be amended as follows:—

Amendment of
Section 32 of
the principal Act.

(a) for the words “an average of Lm32.88 per week:” there shall be substituted the words “a weekly average equivalent to the national minimum wage as is applicable to persons of 18 years of age or over established by a National Standard Order issued under the Conditions of Employment (Regulation) Act during the period in respect of which the pension is due:”; and

(b) for the proviso thereto there shall be substituted the following:—

“Provided that, where such average weekly earnings exceed the aforesaid equivalent of the national minimum wage, her rate of such pension shall be abated by an amount equivalent to the difference between her average weekly earnings and the aforesaid equivalent of the national minimum wage.”.

14. Immediately after section 32 of the principal Act there shall be added the following new section 32A:—

Addition of new
Section 32A to
the Principal Act.

32A. Where a widow is entitled to receive a Widow's Pension under this Part, her rate of such pension shall be abated by any pension that she is entitled to receive from a former employer of her late husband in connection with his employment:

“Widow's
Pension
to be
abated by
pension
from late
husband's
employer.

Provided that the amount by which her Widow's Pension under this Part may be abated in accordance with this section shall not exceed Lm7.63 per week.”.

15. Section 34 of the principal Act shall be repealed.

Repeal of
Section 34 of
the principal Act.

16. Section 37 of the principal Act shall be repealed.

Repeal of
Section 37 of
the principal Act.

17. In the proviso to section 38 of the principal Act for the words from “after the 21st day of January 1979;” up to and including the words “shall not apply.” there shall be substituted the words “after the 21st day of January 1979.”.

Amendment of
Section 38 of
the principal Act.

18. In the English text of section 44 of the principal Act for the words “subsection (i)” there shall be substituted the words “subsection (1)”.

Amendment of
Section 44 of
the principal Act.

19. Section 45 of the principal Act shall be repealed.

Repeal of Section
45 of the
principal Act.

20. Section 46 of the principal Act shall be repealed.

Repeal of Section
46 of the
principal Act.

Amendment of
Section 48 of the
principal Act.

21. In section 48 of the principal Act, for the words “any other pension” there shall be substituted the words “a Widow’s Pension”.

Substitution of
Section 49 of the
principal Act.

22. For section 49 of the principal Act there shall be substituted the following:—

“49. A widow who is in receipt of any pension under this Part shall, immediately upon remarriage, cease to be entitled to such pension; so however that, where such widow is in receipt of such a pension, other than a Survivor’s Pension, she shall receive instead, by way of a Remarriage Grant, a lump sum, payable on a once only basis, equivalent to 52 times the weekly rate of pension that is payable to her immediately before such remarriage.”.

Repeal of Section
50 of the
principal Act.

23. Section 50 of the principal Act shall be repealed.

Amendment of
Section 51 of the
principal Act.

24. In section 51 of the principal Act, for the words “but shall not be entitled to the Supplementary Pension payable under the provisions of section 50 of this Act.” there shall be substituted the words “unless with effect from the 5th January 1991 the foregoing provisions of this Part entitle her to a better rate of pension.”.

Addition of a
new Section 52A to
the principal Act.

25. Immediately after section 52 of the principal Act there shall be added the following new section 52A:—

“Widower’s
Pension

52A. The foregoing provisions of this Part, excluding those under subsection (2) of section 32, shall also apply, *mutatis mutandis*, in the case of a widower who immediately prior to his wife’s death relied on her financial resources for his livelihood or who, although immediately prior to her death he did not rely on her financial resources for his livelihood, as a result of her death gives up temporarily or permanently any gainful occupation he might have had immediately prior to her death in order to take care of his dependant sons or daughters that form part of his household.”.

Amendment of
Section 56 of the
principal Act.

26. Paragraph (i) of subsection (1) of section 56 of the principal Act shall be amended as follows:—

(a) for the words “January 1987” there shall be substituted the words “January 1991”; and

(b) for the words from “shall be entitled to a Retirement Pension,” up to and including the words “on which his service pension was awarded;” there shall be substituted the words “shall be entitled to a Retirement Pension;”.

27. In section 60 of the principal Act, for the words from "equivalent to" up to and including the words "of any other person," there shall be substituted the words "equivalent to —

Amendment of
Section 60 of the
principal Act.

(a) in the case of a married man who is maintaining his wife, four-fifths, and

(b) in the case of any other person, two-thirds of the national minimum wage as is applicable to persons of 18 years of age or over established by a National Standard Order issued under the Conditions of Employment (Regulation) Act during the period in respect of which such pension is due."

28. Section 63 of the principal Act shall be repealed.

Repeal of Section
63 of the
principal Act.

29. Section 64 of the principal Act shall be amended as follows:—

Amendment of
Section 64 of the
principal Act.

(a) the current provision shall be renumbered as subsection (1) thereof;

(b) the proviso to subsection (1) thereof as renumbered shall be amended as follows:—

(i) in paragraph (b) thereof, immediately before the words "no account shall be taken of" there shall be inserted the words "save as provided for in paragraph (d) of this proviso,";

(ii) in paragraph (c) thereof, for the words "provisions of this Part," there shall be substituted the words "provisions of this Part; and"; and

(iii) immediately after paragraph (c) thereof, there shall be added the following new paragraph (d):—

"(d) with effect from the 1st January, 1987, where a person was, at any time, entitled to a pension under section 26 of this Act, and thereafter ceased to be entitled to such pension as a result of his becoming gainfully occupied, any contributions credited under section 16 of this Act while he was entitled to such pension shall, for the purposes of assessing his right to a Two-Thirds Pension under this Act, be taken into account notwithstanding the provisions of paragraph (b) of this proviso; so however that, any such number of such credited contributions as is taken into account shall not exceed the number of contributions paid by him between the date of his cessation of entitlement to such pension and the date of his retirement."; and

(c) immediately after subsection (1) thereof as renumbered there shall be added the following new subsection (2):—

“(2) In arriving at the yearly average of contributions referred to in subsection (1) of this section, the yearly average of the contributions as is related to the last ten consecutive years referred to in paragraph (a) of the proviso to the aforesaid subsection (1) and the yearly average of the contributions as is related to the years immediately prior to the said last ten consecutive years shall be assessed separately and the mean of these two yearly averages shall constitute the yearly average of contributions that is required under this Act for the purpose of awarding a Two-Thirds Pension.”.

Amendment of
Section 65 of the
principal Act.

30. Section 65 of the principal Act shall be amended as follows —

(a) paragraph (a) thereof shall be amended as follows:—

(i) in paragraph (i) thereof, for the words “Lm39.45 per week” there shall be substituted the words “Lm40.95 per week”; and

(ii) in sub-paragraph (ii) thereof, for the words “Lm32.88 per week” there shall be substituted the words “Lm34.13 per week”; and

(b) in paragraph (b) thereof, for the words “Lm108.77 per week” there shall be substituted the words “Lm110.02 per week”.

Amendment of
Section 71 of
the principal Act.

31. Subsection (3) of section 71 of the principal Act shall be amended as follows:—

(a) in paragraph (i) thereof, for the words from “and where such wage or salary” up to and including the words “by the Government:” there shall be substituted the following:—

“so however that, where the aforesaid highest post was in Government service or so analogued in terms of this subsection, with effect from the 5th January 1991 the aforesaid current wage or salary pertaining to such highest post shall be that currently paid to the occupier of the current post in terms of and in accordance with the new wage/salary structure for Government employees as implemented by Government with effect from 1st January 1991; and, for this purpose, any service increments that would become payable with effect from 1st January 1994 in accordance with the aforesaid new wage/salary structure to the occupier of such highest post shall only be taken into account if such increments have already been acquired prior to his retirement:”; and

(b) in the first proviso thereto for the words from “no longer exists,” up to and including the words “was last occupied by the pensioner:” there shall be substituted the words “no longer exists,—

(a) if such post was occupied in Malta, there shall be substituted therefor such analogous post in Malta in the service of the Government of Malta or, where such analogous post does not exist in the service of the Government of Malta, in the service of any parastatal organisation in Malta, which carried a wage or salary most nearly corresponding to that of the first mentioned post at the time when it was last occupied by the pensioner; or

(b) if such post was occupied outside Malta,—

(i) where a service pension has been awarded to the pensioner on such post, there shall be substituted therefor such analogous post in the country where such employment existed as is available in the service of the Government of that country or, where such analogous post does not exist in the service of that Government, in the service of any parastatal organisation in that country, which carried a wage or salary most nearly corresponding to that of the first mentioned post at the time when it was last occupied by the pensioner; and

(ii) where no service pension has been awarded to the pensioner on such post, the provisions of paragraph (a) of this proviso shall apply notwithstanding the fact that such post was occupied outside Malta:”.

32. Section 77 of the principal Act shall be amended as follows:—

Amendment of
Section 77 of the
principal Act.

(a) in subsection (2) thereof, for the words “shall receive his pension in accordance with Part II of the Sixth Schedule to this Act; so however that” there shall be substituted the words “shall, where the yearly means calculated as aforesaid in this section —

(a) exceed Lm125 in the case of a married couple or Lm75 in the case of a widowed or single person, have his rate of pension under this section calculated in accordance with the following formulæ:

$$(i) \quad A + \frac{(B - C - A + Lm2.40)}{2} = D,$$

in the case of a married couple, and

$$(ii) \quad A + \frac{(B - C - A + Lm1.44)}{2} = D,$$

in the case of a widowed or single person,

where, in both formulæ, A represents the Notional Rate of Age Pension in accordance with the Fifteenth Schedule to this Act, B represents the Highest Rate of Age Pension payable in accordance with Part II of the Sixth Schedule to this Act, C represents the weekly means calculated in accordance with Part III of the Second Schedule to this Act to the nearest whole cent and D represents the resultant weekly Age Pension that is payable under this Act; and

(b) do not exceed the limits as aforesaid in this subsection, have his rate of pension under this section payable in accordance with Part II of the Sixth Schedule to this Act;

so however that,"; and

(b) in subsection (3) thereof, for the words "Lm2.20 per week" there shall be substituted the words "Lm2.25 per week".

Amendment of
Section 79 of the
principal Act.

33. Section 79 of the principal Act shall be amended as follows:—

(a) in the Maltese text, for the marginal note thereto there shall be substituted the following:

"Allowance ta' Ltim u Allowance Supplimentari ta' Ltim.";

(b) in the English text, the following marginal note shall be added thereto:

"Orphan's Allowance and Orphan's Supplementary Allowance.";

(c) in subsection (1) thereof, for the words from "at the rate of —" up to and including the words "no form of such allowance is being paid in respect of such child." there shall be substituted the words "at the rate of Lm8 per week in respect of each such child."; and

(d) immediately after subsection (1) thereof there shall be added the following new subsections (1A) and (1B):—

"(1A) Any person who has the care of the son or daughter of another person shall, if both parents of the said son or daughter are dead and at least one of the parents was an insured person and a citizen of Malta at the time of his death, be entitled to an Orphan's Supplementary Allowance at the rate of Lm16.95 per week in respect of each such son or daughter if such son or daughter is —

(a) aged between 16 years and 21 years; and

(b) not following any gainful occupation the gross earnings of which exceed a weekly average equivalent to the difference between the equivalent of the national

minimum wage as is applicable to persons of 18 years of age or over established by a National Standard Order issued under the Conditions of Employment (Regulation) Act during the period in respect of which such Orphan's Supplementary Allowance is due and the aforesaid weekly rate of Orphan's Supplementary Allowance.

(1B) Where the gross earnings referred to in subsection (1A) of this section exceed the weekly average referred to in paragraph (b) of the said subsection (1A), the weekly rate of the Orphan's Supplementary Allowance referred to in the said subsection (1A) shall be abated by such an amount as shall ensure that the total of such average weekly gross earnings and any Orphan's Supplementary Allowance payable under this section do not exceed the equivalent of the aforesaid national minimum wage."

34. In paragraph (iii) of subsection (1) of section 82A of the principal Act for the words "does not exceed Lm2,600" there shall be substituted the words "does not exceed Lm2,665".

Amendment of
Section 82A of the
principal Act.

35. Section 91 of the principal Act shall be amended as follows:—

Amendment of
Section 91 of the
principal Act.

(a) immediately after the words "Orphan's Allowance," there shall be inserted the words "Orphan's Supplementary Allowance,"; and

(b) immediately after the words "section 30 of this Act" there shall be inserted the words ".but including that payable under the provisions of subsection (8B) of the aforesaid section 30".

36. In section 94 of the principal Act for the words "of her late husband." there shall be substituted the words "of her late husband; so however that, where any such pension as is payable under this Act needs to be increased as a result of a revision in or a reassessment of the rates of such pension, any increases payable to such person by way of a service pension or, in the case of a widow, by way of a pension from an employer of her late husband which is related to the employment of her late husband, taking effect after such person or widow becomes entitled to a pension as aforesaid shall then be taken into account insofar as any such increases will not adversely affect the rate of pension as is already payable to him or her immediately before such revision or reassessment."

Amendment of
Section 94 of the
principal Act.

37. In paragraph (c) of the proviso to section 95 of the principal Act, immediately after the words "from a mental severe subnormality" there shall be inserted the words "or from cerebral palsy".

Amendment of
Section 95 of the
principal Act.

Amendment of
Section 101 of the
principal Act.

38. Section 101 of the principal Act shall be amended as follows:—

(a) for subsection (1) thereof there shall be substituted the following:—

“(1) It shall be a condition of any person’s right to any benefit, pension, allowance or assistance granted under the provisions of this Act that —

(a) he makes a claim therefor on the form provided by the Director for that benefit, pension, allowance or assistance or in such other manner as the Director may otherwise determine in respect of any particular benefit, pension, allowance or assistance or with respect to any particular claim, and that this claim is officially received by the Department within the respective time limits laid down in subsection (2) of this section;

(b) he produces such certificates, documents, information and evidence for the purpose of determining his right to such benefit, pension, allowance or assistance as the Director may, from time to time, require and for that purpose attends at such office or place as the Director may appoint.”;

(b) the proviso to subsection (2) thereof shall be amended as follows:—

(i) for the words “the relevant claim is received by the Director;” there shall be substituted the words “the relevant claim is accepted by the Director as having been officially received by the Department;” and

(ii) immediately after the words “a Marriage Grant” there shall be inserted the words “or Maternity Benefit”;

(c) immediately after the proviso to subsection (2) thereof there shall be added the following further proviso:—

“Provided further that —

(i) for the purposes of this subsection any such claim as aforesaid in this subsection shall not be accepted as having been officially received by the Department unless and until it bears such official departmental stamp as may be determined by the Director, which stamp shall include the date on which such a claim had been so officially received by the Department; and

(ii) where the person making a claim for such benefit, pension, allowance or assistance as aforesaid proves to the satisfaction of the Director that any delay in having his claim officially received by the Department was not due to any

negligence on his part, the Director may, at his discretion, consider the claim as having been officially received in good time if such a delay does not exceed a period of four weeks.”; and

(d) subsection (3) thereof shall be amended as follows:—

(i) in the proviso thereto for the words “but in any such case” there shall be substituted the words “or, in the case of a claim for Special Allowance, made in respect of a person who has reached his 16th birthday on or after the 23rd August, 1989; but in any such cases”; and

(ii) immediately after the proviso thereto there shall be added the following new further proviso:—

“Provided further that, the foregoing provisions of this subsection shall also apply to claims which were originally lodged between the 23rd February, 1990 and the 19th April, 1990 in respect of periods prior to the 23rd February, 1990.”.

39. Immediately after subsection (4) of section 102 of the principal Act there shall be added the following new subsections (5) and (6):—

Amendment of
Section 102 of the
principal Act.

“(5) Where any benefit, pension, assistance or allowance under this Act is paid following the advice of the Department’s medical panel in accordance with the proviso to section 109 of this Act, if this advice is subsequently changed following a re-examination of the case, the advice of the previous medical panel shall remain valid till the day when the aforesaid advice is changed.

(6) Where payment for any benefit, pension, assistance or allowance under this Act is not obtained by the beneficiary within 2 years from the date of the issue of the original cheque, the right for such benefit, pension, assistance or allowance shall be lost.”.

40. Section 105 of the principal Act shall be amended as follows:—

Amendment of
Section 105 of the
principal Act.

(a) the current provision shall be renumbered as subsection (1);

(b) immediately after the proviso to subsection (1) thereof as renumbered there shall be added the following further proviso:

“Provided further that, with the exclusion of the provisions of paragraph (i) of the foregoing proviso of this subsection and the provisions relating to the period of years in respect of which overpayments shall be refunded as are referred to in paragraph (ii) of the said proviso, the foregoing proviso of this subsection shall, with effect from the 6th

January 1990, also apply to cases wherein such overpayment was discovered by the Department at any time before the 6th January, 1990 and such overpayment or part thereof was still due to the Department after the aforesaid date.”; and

(c) immediately after subsection (1) thereof as renumbered there shall be added the following new subsection (2):—

“(2) Where any person received any Unemployment Benefit, Special Unemployment Benefit or Social Assistance under this Act under false pretences, and between the 1st November 1990 and the 31st December 1990, both dates inclusive, voluntarily came forward and informed the Employment and Training Corporation of his abuse in this respect, such person shall, for the purposes of this section, not be deemed liable to repay to the Director any benefit or assistance as aforesaid in this subsection so paid to him in respect of any period up to the date when he so informed the above-mentioned Corporation.”.

Amendment of
Section 120 of the
principal Act.

41. Immediately after subsection (2) of section 120 of the principal Act there shall be added the following new subsection (3):—

L.N. 110
of 1974.

“(3) Where an employer fails to comply with the provisions of the Work Books Order, 1974 insofar as this applies to the engagement or recruitment of employees, and as a result such person unlawfully receives any benefit, pension, allowance or assistance under this Act to which he would otherwise not have been entitled under the provisions of this Act, such employer shall be liable to pay to the Director damages equivalent to the amount so received by such person by way of such benefit, pension, allowance or assistance within one week of a request by the Director for the payment of such damages; and, for the purposes of this subsection, unless the contrary is proved by the employer to the satisfaction of the Director, the amount so requested by the Director shall constitute a lawful claim on such employer.”.

Amendment of
the Second
Schedule to the
principal Act.

42. The Second Schedule to the principal Act shall be amended as follows:—

(a) Part II thereof shall be amended as follows:—

(i) in the title thereto the words “and Free Medical Aids” shall be deleted;

(ii) paragraph 1 thereof shall be amended as follows:—

(a) for the words “sections 20 and 23” there shall be substituted the words “section 20”;

(b) in sub-paragraph (a) thereof, immediately after the words “all the members of the household” there shall be inserted the words “who are neither employed persons nor self-employed persons in terms of this Act” and for the words “or free medical aids shall not be deemed to be entitled to such assistance or aids; and” there shall be substituted the words “shall not be deemed to be entitled to such assistance; and”;

(c) in sub-paragraph (b) thereof, immediately after the words “any member of the household” there shall be inserted the words “who are neither employed persons nor self-employed persons in terms of this Act”; and

(d) the following provisos shall be added immediately at the end thereof:—

“Provided that any such property or income that has to be taken into account for the purposes of this Part in accordance with the foregoing provisions of this paragraph shall include any property or income which any member of the household as aforesaid in this Part had directly or indirectly deprived himself in order to become entitled to Sickness Assistance or to become so entitled at a more advantageous rate:

Provided further that, where a member, not being the head of household and his wife, is an employed person or a self-employed person, if his gross wage or gross income, as the case may be, does not exceed 40% of the national minimum wage as is applicable to persons of 18 years of age or over established by a National Standard Order issued under the Conditions of Employment (Regulation) Act during the period in respect of which such assistance is due, such a member shall, for the purpose of this paragraph, not be deemed to be an employed person or a self-employed person.”;

(iii) in paragraph 3 thereof, immediately after the words “Where any member” there shall be inserted the words “as aforesaid in this Part” and the words “and free medical aids” shall be deleted;

(iv) paragraph 5 thereof shall be amended as follows:—

(a) immediately after the words “by any member” there shall be inserted the words “as aforesaid in this Part”;

(b) for sub-paragraph (d) thereof there shall be substituted the following:—

“(d) 70.8% of the total net income or of any privilege, benefit or allowance or of any excess pension which is being or could be received or enjoyed by such member of the household, other than the head of household or his wife, and, for this purpose, the total net income, privilege, benefit, allowance or excess pension shall be reduced by any income tax payments made by the person concerned in accordance with the Income Tax Act, and the term “excess pension” means any pension over the National Minimum Pension as indicated in sub-paragraph (b) of this paragraph;”;

(c) sub-paragraphs (f) and (g) thereof shall be deleted;

(v) in paragraph 6 thereof, the words “or during any period in which free medical aids is being, or would be, accorded to the head of household under the provisions of this Act” shall be deleted; and

(vi) in paragraph 7 thereof, immediately after the words “to which he or any member” there shall be inserted the words “as aforesaid in this Part”;

(b) immediately after Part II thereof there shall be added the following new Part IIA:—

“PART IIA

Free Medical Aids

1. In calculating means for the purposes of section 23 of this Act, account shall be taken of —

(a) save as provided for in paragraph 3 of this Part, the value of any property (excluding the house of residence) belonging to all the members of the household, which is or could be, invested or put to a profitable use excluding furniture, jewellery or other personal effects:

Provided that, where the cash at bank and in hand (including liquid assets, time deposits, bonds, stocks, shares and other securities) and the capital value of any urban immovable property (excluding the house of residence) which is not being put to profitable use, together exceed Lm2,200 the person claiming Free Medical Aids shall not be deemed to be entitled to such aids; and

(b) save as provided for in paragraph 4 of this Part, any income or privilege which is or could be received or enjoyed by any member of the household:

Provided that any such property or income that has to be taken into account for the purposes of this Part in accordance with the foregoing provisions of this paragraph shall include any property or income which any member of the household had directly or indirectly deprived himself in order to become entitled to Free Medical Aids.

2. Where the total capital resources referred to in subparagraph (a) of paragraph 1 of this Part do not exceed the limit laid down therein, —

(a) the first Lm250 of such capital resources shall be ignored; and

(b) the value of any urban immovable property as is referred to in the proviso to the aforesaid sub-paragraph (a) shall be treated as producing an annual income equivalent to 5.5% of its capital value.

3. Where any member of the household, other than the head of household and his wife, is in possession of any property as is referred to in sub-paragraph (a) of paragraph 1 of this Part, —

(a) the entire value of any future house of residence or part thereof belonging to such member in view of marriage shall be ignored;

(b) one-half of the value of any other such property shall be disregarded unless such property had been transferred or donated to him by the head of the household or his wife within the twelve months immediately preceding the claim for Free Medical Aids.

4. In calculating the income or privilege which is or could be received or enjoyed by any member of the household, no account shall be taken of —

(a) the first Lm40 arising out of the use of property;

(b) any Social Assistance, Leprosy Assistance, Tuberculosis Assistance, Milk Grant and Sickness Assistance payable under this Act and any pension or pensions (whether paid under this Act or not) up to a maximum aggregate amount equivalent to the highest rate of a National Minimum Pension according to claimant's marital status as is specified in the Twelfth Schedule to this Act;

(c) any family bonus payable under and in accordance with section 93A of this Act, any Parental Allowance, Children's Allowance, Handicapped Child Allowance or Maternity Benefit payable under this Act; and

(d) 70.8% of the total net income, or of any wage or salary or of any privilege, benefit or allowance or of any excess pension which is being or could be received or enjoyed by any member of the household, other than the head of household or his wife; and for this purpose, the total net income, wage, salary or pension shall be taken as the total gross income, wage, salary or pension less any payment made by the person concerned by way of —

(i) income tax under the Income Tax Act;

(ii) contributions under this Act;

(iii) expenses incurred for travelling by public transport, or by any other form of transport as may be provided by the employer of the person concerned, to and from the place of work; and

(iv) any expenses incurred by the person concerned in generating that income;

and the term "excess pension" means any pension over the National Minimum Pension as indicated in sub-paragraph (b) of this paragraph;

(e) any amounts as are referred to in sub-paragraphs (b) and (c) of paragraph 3 of Part I of this Schedule;

L.N. 112 of 1988.

(f) any weekly allowance payable by any employer in terms of the Weekly Allowance National Standard Order, 1988;

(g) any benefit, income, privilege or grant accruing to any member of the household under and in accordance with the provisions of any of the Manpower Incentive Schemes announced by Government, for the first 12 weeks of entitlement.

5. For the purposes of this Part, "wife" shall include such woman who, in the opinion of the Director, is living with the head of household as if she were his lawful wedded wife during any period in which Free Medical Aids is being, or would be, accorded to the head of household under the provisions of this Act."; and

(c) in Part III thereof, immediately after paragraph 2 thereof there shall be added the following new paragraph 2A:—

"2A. Any such property or income that has to be taken into account for the purposes of this Part in accordance with the foregoing provisions of this Part shall include any property or income which the person concerned had directly or indirectly deprived himself in order to become entitled to an Age Pension or to become so entitled at a more advantageous rate; so however that, where the income that the person concerned had directly or indirectly deprived himself is connected with some other scheme of financial aid or subsidy for pensioners that is run by the Government of Malta or on its behalf, the provisions of this paragraph shall not apply in respect of such aid or subsidy."

Amendment of the Third Schedule to the principal Act.

43. Part I of the Third Schedule to the principal Act shall be amended as follows:

(a) in table A thereof the words "and Special Unemployment Benefit" and the words "or Special Unemployment" shall be deleted; and

(b) immediately after table C there shall be added the following new table D:—

"D. Special Unemployment Benefit

Number of contributions paid or credited in the relevant contribution year	Daily Rate of Special Unemployment Benefit	
	Married man who is maintaining his wife	Any other person
	Lm c m	Lm c m
50 or more (full rate)	4.05,0	2.50,0
40 – 49	3.60,0	2.20,0
30 – 39	2.80,0	1.70,0
20 – 29	2.00,0	1.20,0

44. The Fifth Schedule to the principal Act shall be amended as follows:

Amendment
of the
Fifth Schedule
to the
principal Act.

(a) Part I thereof shall be amended as follows:

(i) in sub-item (b) of item 2 thereof, immediately after the words "above 110" there shall be added the words "if left untreated"; and

(ii) for sub-item (b) of item 7 thereof there shall be substituted the following:

"(b) all cases of diabetes."; and

(b) Part II thereof shall be amended as follows:

(i) in sub-item (b) of item 2 thereof, immediately after the words "above 110" there shall be added the words "if left untreated"; and

(ii) immediately after item 12 thereof there shall be added the following new items 13, 14 and 15:

- "13. Glaucoma.
- 14. Extensive Psoriasis.
- 15. Huntington's Chorea."

45. For Parts I, II and IIA of the Sixth Schedule to the principal Act there shall be substituted the following:—

Amendment
of the
Sixth Schedule
to the
principal Act.

“Part I*Scale Rate of Social Assistance*

Number of eligible members in household	Where a child allowance is not payable in respect of any child	Where a child allowance is payable in respect of one child	Where a child allowance is payable in respect of two children	Where a child allowance is payable in respect of three children
	Lm c m	Lm c m	Lm c m	Lm c m
1	16.95,0	—	—	—
2	19.80,0	17.70,0	—	—
3	22.55,0	20.45,0	18.90,0	—
4	25.05,0	23.00,0	21.50,0	20.55,0
5	27.60,0	25.50,0	23.95,0	23.00,0

Where the number of eligible members in the household exceeds 5 the rate indicated against a household of 5 shall be increased by Lm1.75 per week for every eligible member in respect of the 6th and subsequent eligible members in that household. For the purposes of this Part, “child allowance” means any or all of the allowances payable under paragraphs (i), (ii) and (iii) of section 83 of this Act.

Part II*Highest Rate of Age Pension*

Category	Highest Rate of Age Pension per week
1. Married Men:	Lm c m
(i) where the wife also qualifies for a pension in her own right under sections 27 or 77	26.10,0
(ii) where the wife does not qualify for a pension in her own right under sections 27 or 77	13.05,0
2. Married women whose husband does not qualify for a pension in his own right under sections 27 or 77	13.05,0
3. Widowed or single persons	16.95,0

Parti IIA*Rate of Handicapped Pension and Blindness Pension***A. Married Men**

Category	Rate of pension per week
	Lm c m
Where the wife also qualifies for a pension under sections 27 or 77	26.10,0
Where the wife does not qualify for a pension under sections 27 or 77	13.05,0

B. Persons not being married men

Category	Rate of pension per week
	Lm c m
Married women whose husband does qualify for a pension under sections 27 or 77	13.05,0
Widowed or single persons ..	16.95,0

.”.

46. For the Eighth Schedule to the principal Act there shall be substituted the following:—

Substitution
of the Eighth
Schedule
to the
principal Act.

“EIGHTH SCHEDULE**Section 23****Part I**

Scale rates of means governing Free Medical Aids where the head of household is in insurable employment or self-occupied

Number of Persons in household	Scale Rate
	Lm c m
1	26.50,0
2	29.25,0
3	32.05,0
4	34.80,0
5	37.60,0

Where the number of members in the household exceeds 5 the rate indicated against a household of 5 shall be increased by Lm2.80 for every member in respect of the 6th and subsequent members in that household.

Part II

Scale rates of means governing Free Medical Aids where the head of household is neither in insurable employment nor self-occupied

Number of Persons in household	Scale Rate
	Lm c m
1	7.75,0
2	11.75,0
3	12.75,0
4	13.75,0
5	14.75,0

Where the number of members in the household exceeds 5 the rate indicated against a household of 5 shall be increased by Lm1 for every member in respect of the 6th and subsequent members in that household.”.

Substitution
of the Ninth
Schedule
to the
principal Act.

47. For the Ninth Schedule to the principal Act there shall be substituted the following:—

“NINTH SCHEDULE**Section 25**

*Amounts of Sickness Assistance, Milk Grant,
Leprosy Assistance and Tuberculosis Assistance*

Type of Assistance	Weekly Rate
1. Sickness Assistance —	Lm c m
(i) in respect of the first member of the household	4.10,0
(ii) in respect of any other member of the household	2.10,0
2. Milk Grant	2.40,0
3. Leprosy Assistance —	
(i) in respect of the head of a household who is a leper	8.30,0
(ii) in respect of any other member of the household who is a leper and not gainfully occupied —	
(a) if under 16 years of age	2.50,0
(b) if 16 years of age or over	8.30,0
(iii) in respect of any other member of the household who is not gainfully occupied	2.50,0

Type of Assistance	Weekly Rate
4. Tuberculosis Assistance —	
(i) basic amount of tuberculosis assistance payable in respect of a household one member of which is affected by tuberculosis	5.25,0
(ii) allowance payable in respect of each additional member of the household affected by or particularly vulnerable to tuberculosis	1.15,0

48. For the Tenth Schedule to the principal Act there shall be substituted the following:—

Substitution
of the
Tenth Schedule
to the
principal Act.

“TENTH SCHEDULE

Sections 7 and 10

Rates of Contributions

Part I

Class One Contributions (Employed Persons)

Category	Type of Employed Persons	Weekly Rate of Contribution payable by the employed person and his employer
A.	Persons under 18 years of age (other than those falling under Category 'E' below)	Lm1.57,0
B.	Persons over 18 years of age (other than those falling under Category 'F' below) whose basic weekly wage or the weekly equivalent of their basic monthly salary does not exceed Lm34.13,0	Lm2.84,0
C.	Persons over 18 years of age (other than those falling under Category 'F' below) whose basic weekly wage or the weekly equivalent of their basic monthly salary exceeds Lm34.13,0 but does not exceed Lm110.02,0	$\frac{1}{12}$, calculated to the nearest cent, of the basic weekly wage or the weekly equivalent of their basic monthly salary.

Category	Type of Employed Persons	Weekly Rate of Contribution payable by the employed person and his employer
D.	Persons over 18 years of age (other than those falling under Category 'F' below) whose basic weekly wage or the weekly equivalent of their basic monthly salary exceeds Lm110.02,0	Lm9.16,0
E.	Persons under 18 years of age who are following a full-time course of studies or instruction under the Pupil-Worker Scheme, the Student-Worker Scheme, or other similar schemes (including the Extended Skills Training Schemes, but excluding the Worker-Student Schemes) involving distinct work and study periods for which they are receiving remuneration	$\frac{1}{12}$, calculated to the nearest cent, of the basic weekly remuneration or the weekly equivalent of the basic monthly remuneration up to a maximum rate of contribution of Lm1.57,0.
F.	Persons over 18 years of age who are following a full-time course of studies or instruction under the Pupil-Worker Scheme, the Student-Worker Scheme, or other similar schemes (including the Extended Skills Training Schemes, but excluding the Worker-Student Schemes) involving distinct work and study periods for which they are receiving remuneration	$\frac{1}{12}$, calculated to the nearest cent, of the basic weekly remuneration or the weekly equivalent of the basic monthly remuneration up to a maximum rate of contribution of Lm2.84,0.

Part II*Class Two Contributions
(Self-Employed Persons)*

Category	Type of Self-employed Persons	Weekly Rates of Contributions payable by the self-employed person
	Persons whose annual net income (excluding maternity benefit, children's allowance and any ex-gratia benefit payable under section 93A of this Act) during the calendar year immediately preceding the contribution year in which the contribution is being paid —	
A.	does not exceed Lm1,796	Lm 4.46,0
B.	exceeds Lm1,796 but does not exceed Lm2,326	Lm 5.76,0
C.	exceeds Lm2,326 but does not exceed Lm2,856	Lm 7.06,0
D.	exceeds Lm2,856 but does not exceed Lm3,386	Lm 8.36,0
E.	exceeds Lm3,386 but does not exceed Lm3,916	Lm 9.61,0
F.	exceeds Lm3,916 but does not exceed Lm4,656	Lm11.41,0
G.	exceeds Lm4,656	Lm13.76,0

49. For the Twelfth Schedule to the principal Act there shall be substituted the following:—

Substitution
of the Twelfth
Schedule
to the
principal Act.

"TWELFTH SCHEDULE

Sections 26, 31, 37, 53, 60, 75, 78

Rates of several kinds of pension

A. Retirement Pension

Yearly average of contributions paid or credited	Weekly rate of Retirement Pension			
	Persons who are also in receipt of a service pension that is payable by or on behalf of the United Kingdom Government		Persons who are also in receipt of a service pension that is NOT payable by or on behalf of the United Kingdom Government	
	Married man who is maintaining his wife	Any other person	Married man who is maintaining his wife	Any other person
	Lm c m	Lm c m	Lm c m	Lm c m
50 or more (full rate)	22.55,0	14.05,0	16.00,0	9.85,0
40 — 49	20.05,0	12.50,0	14.25,0	8.75,0
30 — 39	15.55,0	9.70,0	11.05,0	6.80,0
20 — 29	11.05,0	6.85,0	7.85,0	4.80,0

B. Increased Retirement Pension

Yearly average of contributions paid or credited	Weekly Rate of Increased Retirement Pension	
	Married Man who is maintaining his wife	Any other person
	Lm c m	Lm c m
50 or more (full rate)	32.00,0	22.75,0
40 — 49	28.50,0	20.25,0
30 — 39	22.10,0	15.70,0
20 — 29	15.70,0	11.15,0

C. Invalidity Pension

Yearly average of contributions paid or credited	Weekly Rate of Invalidity Pension	
	Married man who is maintaining his wife	Any other person
50 or more (full rate)	Lm c m 14.30,0	Lm c m 9.00,0
40 — 49	12.75,0	8.00,0
30 — 39	9.85,0	6.20,0
20 — 29	7.00,0	4.40,0

D. Increased Invalidity Pension

Yearly average of contributions paid or credited	Weekly Rate of Increased Invalidity Pension	
	Married man who is maintaining his wife	Any other person
50 or more (full rate)	Lm c m 27.90,0	Lm c m 18.45,0
40 — 49	24.85,0	16.40,0
30 — 39	19.25,0	12.70,0
20 — 29	13.65,0	9.05,0

E. Widow's Pension

Yearly average of contributions paid or credited	Weekly Rate of Widow's Pension
	Lm c m
50 or more (full rate) ..	24.60,0
40 — 49	22.73,0
30 — 39	19.34,0
20 — 29	15.94,0

F. National Minimum Pension

Yearly average of contributions paid or credited	Weekly Rate of National Minimum Pension	
	Married man who is maintaining his wife	Any other person
	Lm c m	Lm c m
50 or more (full rate) ..	27.30,0	22.75,0
40 — 49	24.30,0	20.25,0
30 — 39	18.85,0	15.70,0
20 — 29	13.40,0	11.15,0

G. Increased National Minimum Pension

Yearly average of contributions paid or credited	Weekly Rate of Increased National Minimum Pension payable to a married man who is maintaining his wife
	Lm c m
50 or more (full rate) ..	32.00,0
40 — 49	28.50,0
30 — 39	22.10,0
20 — 29	15.70,0

H. Parent's Pension

Weekly rate of Parent's Pension	
Married man who is maintaining his wife	Any other person
Lm c m 27.30,0	Lm c m 22.75,0

50. Immediately after the Fourteenth Schedule to the principal Act there shall be added the following new Fifteenth Schedule:—

Addition
of the
Fifteenth
Schedule
to the
principal Act.

"FIFTEENTH SCHEDULE**Section 77****Notional Rate of Age Pension****Married Men**

Category	Notional Rate of Age Pension per week	
	Where the wife also qualifies for a pension in her own right under sections 27 or 77	Where the wife does not qualify for a pension in her own right under sections 27 or 77
where the yearly means of the couple —	Lm c m	Lm c m
exceed Lm125 but do not exceed Lm225 ...	22.35,0	11.20,0
exceed Lm225 but do not exceed Lm325 ...	18.30,0	9.15,0
exceed Lm325 but do not exceed Lm425 ...	13.90,0	6.95,0
exceed Lm425 but do not exceed Lm525 ...	9.30,0	4.65,0
exceed Lm525 but do not exceed Lm625 ...	4.25,0	2.15,0

Married women whose husband does not qualify for
a pension in his own right under sections 27 or 77

Category	Notional Rate of Age Pension per week
	Lm c m
where the yearly means of the couple – exceed Lm125 but do not exceed Lm225	11.20,0
exceed Lm225 but do not exceed Lm325	9.15,0
exceed Lm325 but do not exceed Lm425	6.95,0
exceed Lm425 but do not exceed Lm525	4.65,0
exceed Lm525 but do not exceed Lm625	2.15,0

Widowed or Single Persons

Category	Notional Rate of Age Pension per week
	Lm c m
where the yearly means of the person – exceed Lm75 but do not exceed Lm125	14.70,0
exceed Lm125 but do not exceed Lm175	12.30,0
exceed Lm175 but do not exceed Lm225	9.70,0
exceed Lm225 but do not exceed Lm275	6.85,0
exceed Lm275 but do not exceed Lm325	3.45,0

..

Passed by the House of Representatives at Sitting No. 523 of the 15th May, 1991.

LAWRENCE GONZI
Speaker

RICHARD J. CAUCHI
Acting Clerk to the House of Representatives.