

LIFE, FIRE, AND MARINE INSURANCE (AMENDMENT) ACT.

Act No. 23, 1917.

An Act to amend the Life, Fire, and Marine Insurance Act, 1902, and the law relating to bankruptcy. [Assented to, 7th November, 1917.]

George V,
No. 23.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Life, Fire, and Marine Insurance (Amendment) Act, 1917." Short title

2. Section four of the Life, Fire, and Marine Insurance Act, 1902, is amended by the addition at the end of that section of the following words and paragraph:— Amendment of s. 4.

"and shall not on the death of such person be assets for the payment of his debts, unless in his will or in any codicil thereto he declares an intention to make such property and interest assets for the payment of his debts by words expressly referring to the policy or policy moneys, or expressly referring to this Act and excluding the protection afforded thereby.

"Where such a policy has been effected by an uncertificated bankrupt the policy and the moneys payable thereunder or in respect thereof shall to the extent mentioned in section five hereof be the absolute property of the bankrupt, or of the persons claiming under or through him, and shall not be deemed to be property of the bankrupt divisible among his creditors within the meaning of the Bankruptcy Act, 1898."

3.

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Protection on
policies
effected by
persons who
have died on
war service.

3. (1) A policy for life insurance or endowment protected under section four of the Life, Fire, and Marine Insurance Act, 1902, if effected by or on behalf of any person who has died or who dies, either before or after the commencement of this Act, while engaged on war service, or, if death occurs as a result of illness caused by, or injuries received during such service, within two years after ceasing to be so engaged, shall be deemed to have been and shall be protected under the said section to the extent of two thousand pounds, whatever may be the time during which such policy has endured.

(2) For the purposes of this section the words "engaged on war service" shall mean—

- (a) engaged on active service in connection with the present war as a member of any of the military or naval forces of the Crown or of any of His Majesty's allies; or
- (b) engaged on active service abroad as a member of the Medical Corps Nursing Service of the military or naval forces of the Crown or any of His Majesty's allies; or
- (c) engaged on active service abroad in connection with the Army Medical Service or of any of His Majesty's allies; or
- (d) engaged on service in any work abroad, in connection with the present war, of the British or Australian Red Cross Society, or the Saint John's Ambulance Association, or of any religious or patriotic organisation; or
- (e) being in connection with the present war a prisoner of war in the enemy's country, or being interned in the country of a neutral Power; or
- (f) engaged abroad in making munitions, or in any other service in connection with the war.

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