



Cabinet Legislation Committee

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Income and Cash Asset Test Exemption Regulations 2016 (Accommodation Supplement Entitlements)

Portfolio Social Development

On 12 October 2016, the Cabinet Legislation Committee:

- 1 **noted** that on 12 September 2016, Cabinet agreed to amend regulations to exempt lump sum back-payments for correcting clients' entitlements to the Accommodation Supplement and any income derived from them for the 12 month period following payment from income and cash asset tests for assistance under the Social Security Act 1964 [CAB-16-MIN-0406.01];
- 2 **authorised** the submission of the following regulations to the Executive Council to give effect to the decision referred to in paragraph 1 above:
 - 2.1 Social Security (Income and Cash Assets Exemptions) Amendment Regulations 2016 [PCO 19953/4.0];
 - 2.2 Social Security (Temporary Additional Support) Amendment Regulations 2016 [PCO 19954/2.0];
 - 2.3 Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2016 [PCO 19958/2.0];
- 3 **noted** that the regulations will come into effect on 31 October 2016;
- 4 **noted** that a waiver of the 28-day rule is sought:
 - 4.1 so that the regulations can come into force before the first lump sum back-payment of Accommodation Supplement is made (in order to correct clients' entitlements to the Accommodation Supplement);
 - 4.2 on the grounds that Amendment Regulations confer only benefits for those affected by them;

5 **agreed** to a waiver of the 28-day rule so that the regulations can come into force on 31 October 2016.

Vivien Meek
Committee Secretary

Present:

Hon Amy Adams
Hon Christopher Finlayson QC (Chair)
Hon Dr Nick Smith

Officials present from:

Hard-copy distribution:

Cabinet Legislation Committee
Office of the Prime Minister
Minister of Health
Minister for Social Development
Minister of Revenue
Associate Minister for Social Development