



ANALYSIS

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1989, No. 58

An Act to amend the Social Security Act 1964

[31 July 1989]

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title and commencement—(1) This Act may be cited as the Social Security Amendment Act 1989, and shall be read together with and deemed part of the Social Security Act 1964 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on a date to be fixed by the Governor-General by Order in Council.

2. Orphans' benefits—Section 28 (1) of the principal Act (as substituted by section 11 (1) of the Social Security Amendment Act (No. 2) 1988) is hereby amended by repealing the proviso, and substituting the following proviso:

“Provided that, if a child aged 16 years or over is not—

“(a) In full employment; nor

“(b) In receipt of—

“(i) A benefit under this Part of this Act; or

“(ii) A basic grant or an independent circumstances grant under the Student Allowances Regulations 1988 (S.R. 1988/308),—

the Director-General may, in his or her discretion, as if the child had not attained the age of 16 years, grant or continue a benefit under this section for such period or periods as the Director-General determines, expiring not later than the last day of the pay period that occurs nearest to the 31st day of December in the year in which the child attains the age of 18 years.”

3. Family benefits—(1) Section 32 (1) of the principal Act (as substituted by section 8 of the Social Security Amendment Act 1986) is hereby amended by repealing the proviso, and substituting the following proviso:

“Provided that, if a child aged 16 years or over is not—

“(a) In full employment; nor

“(b) In receipt of—

“(i) A benefit under this Part of this Act; or

“(ii) A basic grant or an independent circumstances grant under the Student Allowances Regulations 1988 (S.R. 1988/308),—

the Director-General may, in his or her discretion, as if the child had not attained the age of 16 years, grant or continue a benefit under this section for such period or periods as the Director-General determines, expiring not later than the last day of the pay period that occurs nearest to the 31st day of December in the year in which the child attains the age of 18 years.”

(2) Section 12 (1) (b) of the Social Security Amendment Act (No. 2) 1988 is hereby consequentially repealed.

4. Period for which unemployment benefit payable—

(1) Section 60 of the principal Act (as substituted by section 8 (1) of the Social Security Amendment Act 1982) is hereby amended by inserting, after subsection (6), the following subsection:

“(6A) Notwithstanding anything in subsection (1) or subsection (2) of this section, in the case of an unmarried person of or over the age of 16 years and under the age of 18 years, without dependent children, the Director-General shall postpone the date of commencement of the benefit until the first day of the 27th week following the later of the date on which the applicant ceased attending secondary school or the date on which the applicant attained the age of 16 years, unless—

“(a) The applicant is regarded as having attained the age of 18 years pursuant to section 59 (4) of this Act; or

“(b) The applicant has, before the postponed date of commencement,—

“(i) Completed an employment-related training programme approved by the Director-General for the purposes of this subsection; or

“(ii) Been in full employment for a period or periods totalling not less than 3 months; or

“(iii) Attained the age of 18 years.”

(2) This section shall apply in respect of applications for unemployment benefit made on or after the date of commencement of this section.

This Act is administered in the Department of Social Welfare.
