



ANALYSIS

<p>Title</p> <p>1. Short Title</p> <p>2. Effect of absence of beneficiary from New Zealand</p>	<p>3. Further amending provisions relating to effect of absence of beneficiary from New Zealand</p>
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1996, No. 42

An Act to amend the Social Security Act 1964

[24 June 1996]

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

1. Short Title—This Act may be cited as the Social Security Amendment Act (No. 2) 1996, and shall be read together with and deemed part of the Social Security Act 1964 (hereinafter referred to as the principal Act).

2. Effect of absence of beneficiary from New Zealand—(1) Section 77 of the principal Act (as substituted by section 19 (1) of the Social Security Amendment Act (No. 2) 1991) is hereby amended by repealing subsections (2) and (3), and substituting the following subsections:

“(2) A benefit (other than a sickness, training, unemployment, independent youth, or emergency benefit or a job search allowance) that would otherwise be payable to a beneficiary shall be payable in respect of the first 4 weeks of any absence from New Zealand if the Director-General is satisfied that the absence does not affect the beneficiary’s eligibility for the benefit.

“(3) The Director-General may, in his or her discretion, pay a sickness, training, unemployment, independent youth, or emergency benefit or a job search allowance that would otherwise be payable to a beneficiary in respect of the first 4 weeks of any absence from New Zealand if the Director-

General is satisfied that the absence does not affect the beneficiary's eligibility for the benefit."

(2) Notwithstanding subsection (1) of this section, the Director-General shall not be obliged to review any decision, made on or after the 1st day of July 1993 and before the date on which this Act receives the Royal assent, to cancel or suspend any benefit pursuant to subsection (2) or subsection (3) of section 77 of the principal Act (as those subsections existed immediately before the commencement of this section) unless a written application is made to the Director-General, by or on behalf of the particular beneficiary affected, to review that decision.

(3) This section shall be deemed to have come into force on the 1st day of July 1993.

3. Further amending provisions relating to effect of absence of beneficiary from New Zealand—(1) Section 77 of the principal Act (as substituted by section 19(1) of the Social Security Amendment Act (No. 2) 1991) is hereby amended by inserting, after subsection (3) (as substituted by section 2 of this Act), the following subsection:

"(3A) The Director-General may, in the Director-General's discretion, pay an invalid's benefit for a period (not exceeding 6 weeks) in which a beneficiary is absent from New Zealand, where the Director-General is satisfied that the beneficiary would, but for his or her absence from New Zealand, continue to be eligible for the invalid's benefit."

(2) This section shall come into force on the 1st day of July 1996.