



Social Security (Commencement of Benefits) Amendment Act 2015

Public Act 2015 No 113
Date of assent 23 November 2015
Commencement see section 2

Contents

	Page
1 Title	1
2 Commencement	1
3 Principal Act	1
4 Section 80BA amended (Calculation of stand down)	1
5 Retrospective effect of amendments to section 80BA	2
6 Application for review not out of time	2

The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Social Security (Commencement of Benefits) Amendment Act 2015.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 Principal Act

This Act amends the Social Security Act 1964 (the **principal Act**).

4 Section 80BA amended (Calculation of stand down)

- (1) In section 80BA(4)(a)(i), replace “on which” with “after”.
- (2) In section 80BA(4)(b), replace “on the day on which” with “on the day after”.

5 Retrospective effect of amendments to section 80BA

- (1) The principal Act must be read as if the amendments to section 80BA(4)(a)(i) and (b) made by section 4 of this Act had come into force on 3 June 1998.
- (2) However, subsection (1) does not apply in the case of any decision or determination made before the commencement of this Act—
 - (a) that affects the appellant in Social Security Appeal No. SSA 001/14 and SSA 002/14 ([2014] NZSSAA 39); or
 - (b) that affects the appellant in Social Security Appeal No. SSA 115/14 and SSA 134/14 ([2014] NZSSAA 106); or
 - (c) that is a decision to commence a benefit on the day on which the stand down period ends; or
 - (d) that relates to the commencement of a benefit on or after 20 May 2014 and is the subject of an application for a review under section 10A of the principal Act made at any time during the period—
 - (i) beginning with the commencement of this Act; and
 - (ii) ending on the close of 8 January 2016; or
 - (e) that relates to the commencement of a benefit at any time on or after 3 June 1998 and is the subject of an application for a review under section 10A of the principal Act made at any time before the commencement of this Act.

6 Application for review not out of time

Any application for a review referred to in section 5(2)(d) or (e) must, for the purpose of section 10A(1B) of the principal Act, be taken to have been made within 3 months after the applicant received notice of the decision.

Legislative history

17 November 2015

Introduction (Bill 72–1), first reading, second reading,
committee of the whole House, third reading

23 November 2015

Royal assent

This Act is administered by the Ministry of Social Development.