

# **Social Security Amendment Act (No 2) 1990**

Public Act 1990 No 74  
Date of assent 1 August 1990

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## **An Act to amend the Social Security Act 1964**

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

### **1 Short Title and commencement**

This Act may be cited as the Social Security Amendment Act (No 2) 1990, and shall be read together with and deemed part of the Social Security Act 1964 (hereinafter referred to as the principal Act).

2 Except as provided in sections 11(5), 12(2), 14(3), 15(3), 16(3), 17(2), 19(2), 21(3), 22(2), and 23(3) of this Act, this Act shall be deemed to have come into force on the 25th day of July 1990.

## 2 Interpretation

- (1) *This subsection substituted the definitions of **benefit** and **dependent child**, and inserted the definitions of **principal care-giver** and **sole parent** in section 3(1) of the principal Act.*
- (2) The following enactments are hereby consequentially repealed:
  - (a) Section 2(1) and (2) of the Social Security Amendment Act 1986:
  - (b) *Section 14(1) of the Social Welfare (Transitional Provisions) Act 1990*

## 3 Exercise of powers, etc., by Director-General

- (1) *This subsection amended section 5(1) of the principal Act.*
- (2)

Subsection (2) was repealed, as from 1 April 1991, by section 3(2) Social Security Amendment Act 1991 (1991 No 1).

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Sections 5 to 10 were repealed, as from 1 July 1992, by section 7(2)(j) Social Security Amendment Act (No 5) 1991 (1991 No 143).

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**10**

Sections 5 to 10 were repealed, as from 1 July 1992, by section 7(2)(j) Social Security Amendment Act (No 5) 1991 (1991 No 143).

**11 New sections inserted**

- (1) *This subsection substituted sections 28 and 29, and inserted section 29A, of the principal Act.*
- (2) The following enactments are hereby consequentially repealed:
  - (a) Section 7 of the Social Security Amendment Act 1986:
  - (b) Section 11 of the Social Security Amendment Act (No 2) 1988:
  - (c) Section 2 of the Social Security Amendment Act 1989:
  - (d) *This paragraph repealed s 37(3) Social Welfare (Transitional Provisions) Act 1990.*
- (3) Where an orphan's benefit was payable in respect of a child immediately before the commencement of this section, a review under section 81 of the principal Act shall take place, between the 1st day of October 1990 and the 1st day of January 1991, to determine whether the principal caregiver in respect of the child is eligible to receive an orphan's benefit or an unsupported child's benefit.
- (4) Notwithstanding anything in section 28 of the principal Act (as substituted by subsection (1) of this section), where an orphan's benefit was payable in respect of a child immediately before the commencement of this section, the principal caregiver in respect of the child, at the Director-General's discretion, shall be entitled to continue to receive an orphan's benefit until the review referred to in subsection (3) of this section has taken place.
- (5) This section shall come into force on the 1st day of October 1990.

**12****13**

Section 13 was repealed, as from 1 April 1991, by section 7(2)(i) Social Security Amendment Act 1991 (1991 No 1).

**14 Unemployment benefits**

- (1) *This subsection amended section 58(1) of the principal Act.*
- (2) Nothing in subsection (1) of this section shall affect the entitlement of a person receiving an unemployment benefit immediately before the commencement of this section to continue to receive that benefit.
- (3) This section shall come into force on the 1st day of December 1990.

**15****16**

Section 16 was repealed, as from 1 March 1991, by section 15(2) Social Security Amendment Act 1991 (1991 No 1).

**17****18**

Section 18 was repealed, as from 1 July 1992, by section 9(2) Social Security Amendment Act (No 5) 1991 (1991 No 143).

**19**

Section 19 was repealed, as from 1 March 1991, by section 32(2)(b) Social Security Amendment Act 1991 (1991 No 1).

**20**

Section 20 was repealed, as from 1 July 1993, by section 24(2) Health Reforms (Transitional Provisions) Act 1993 (1993 No 23).

**21**

Section 21 was repealed, as from 1 April 1997, by section 45(2) Social Security Amendment Act 1996 (1996 No 20).

**22**

Sections 22 to 23 were repealed, as from 1 July 1996, by section 45(1) Social Security Amendment Act 1996 (1996 No 20).

**23**

Sections 22 to 23 were repealed, as from 1 July 1996, by section 45(1) Social Security Amendment Act 1996 (1996 No 20).

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**Schedule 1**

Section 21

**New Schedule 4 to principal Act***(Effective on and after 1 October 1990)*

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**Schedule 2**

Section 23

**New Schedule 26 to principal Act**

*(Effective on and after 1 December 1990)*