

**Reprint
as at 21 April 2008**



**Social Security (Application of
Work Test Obligations) Regulations
2007**

(SR 2007/230)

Anand Satyanand, Governor-General

Order in Council

At Wellington this 20th day of August 2007

Present:

His Excellency the Governor-General in Council

Pursuant to section 132 of the Social Security Act 1964, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

The Social Security (Application of Work Test Obligations) Regulations 2007 are administered by the Ministry of Social Development.

Contents

	Page
1 Title	2
2 Commencement	2
3 Interpretation	2
4 Application of work test obligations	2

Regulations

- 1 Title**

These regulations are the Social Security (Application of Work Test Obligations) Regulations 2007.
- 2 Commencement**

These regulations come into force on 24 September 2007.
- 3 Interpretation**

In these regulations,—

Act means the Social Security Act 1964

weekend day means—

 - (a) a Saturday;
 - (b) a Sunday.
- 4 Application of work test obligations**
 - (1) The work test obligations set out in section 102(2)(b), (c), and (g)(ii) of the Act apply Monday to Sunday (inclusive).
 - (2) Subclause (1) is subject to subclauses (3) and (4).
 - (3) The work test obligation set out in section 102(2)(g)(ii) of the Act only applies on a weekend day in relation to a job seeker development activity if—
 - (a) the chief executive did not require the job seeker development activity to be included in the person's job seeker agreement under section 102(2)(f) of the Act; and
 - (b) the person has agreed that the work test obligation applies to the job seeker development activity on the weekend day; and

- (c) the application of the work test obligation to the job seeker development activity on the weekend day is recorded in the person's job seeker agreement.
- (4) The work test obligation set out in section 102(2)(g)(ii) of the Act only applies on a weekend day in relation to a recognised community activity if—
 - (a) the person has agreed that the work test obligation applies to the recognised community activity on the weekend day; and
 - (b) the application of the work test obligation to the recognised community activity on the weekend day is recorded in the person's job seeker agreement.

Diane Morcom,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 24 September 2007, extend the application of the following work test obligations so that they apply to a person who is a work-tested beneficiary on any day of the week:

- the obligation to accept any offer of suitable employment, whether full-time employment, part-time work, temporary employment, or employment that is seasonal or subsidised;
- the obligation to attend and participate in an interview for any opportunity of suitable employment to which the beneficiary is referred by the chief executive;
- the obligation to undertake and complete any job seeker development activity or recognised community activity described in the beneficiary's job seeker agreement.

However, the latter obligation only applies on a weekend day if the person has agreed to undertake the job seeker development activity or recognised community activity on a Saturday or Sunday, or both of these days, and this is recorded in his or her job seeker agreement. In

relation to a job seeker development activity, the person must also have agreed, without being required to do so, that the activity be included in his or her job seeker agreement.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 23 August 2007.

Contents

- 1 General
 - 2 Status of reprints
 - 3 How reprints are prepared
 - 4 Changes made under section 17C of the Acts and Regulations Publication Act 1989
 - 5 List of amendments incorporated in this reprint (most recent first)
-

Notes

1 *General*

This is a reprint of the Social Security (Application of Work Test Obligations) Regulations 2007. The reprint incorporates all the amendments to the Social Security (Application of Work Test Obligations) Regulations 2007 as at 21 April 2008, as specified in the list of amendments at the end of these notes. Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked

are omitted. For a detailed list of the editorial conventions, *see* <http://www.pco.parliament.govt.nz/legislation/reprints.shtml> or Part 8 of the *Tables of Acts and Ordinances and Statutory Regulations, and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*
