

Social Security (Application of Work Test Obligations) Regulations 2007

(SR 2007/230)

Preamble

At Wellington this 20th day of August 2007

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.

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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

Note

These regulations are administered by the Ministry of Social Development.

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.