

Version
as at 26 November 2018



Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2018 (LI 2018/78)

Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2018: revoked, on 26 November 2018, pursuant to section 455(1) of the Social Security Act 2018 (2018 No 32).

Patsy Reddy, Governor-General

Order in Council

At Wellington this 21st day of May 2018

Present:

Her Excellency the Governor-General in Council

These regulations are made under section 155 of the Social Security Act 1964 on the advice and with the consent of the Executive Council.

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Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

These regulations are administered by the Ministry of Social Development.

Regulations

1 Title

These regulations are the Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2018.

2 Commencement

These regulations come into force on 1 July 2018.

3 Schedule 27 of Social Security Act 1964 amended

In the Social Security Act 1964, Schedule 27,—

- (a) clause 1(2), replace “\$224,654” with “\$227,125”; and
- (b) clause 1(3), replace “\$123,025” with “\$124,379”; and
- (c) clause 5, definition **income-from-assets exemption**,—
 - (i) paragraph (a), replace “\$982” with “\$992”; and
 - (ii) paragraph (b), replace “\$1,964” with “\$1,983”; and
 - (iii) paragraph (c), replace “\$2,946” with “\$2,975”.

4 Consequential revocation

The Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2017 (LI 2017/96) are revoked.

Michael Webster,
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 1 July 2018, amend Schedule 27 of the Social Security Act 1964 (the **Act**), which relates to means assessments for long-term residential care.

Section 155 of the Act requires the relevant asset thresholds set out in Schedule 27 to be increased by an amount that reflects the movement in the New Zealand Consumers Price Index (All Groups) for the year that ended on 31 March 2018, rounded up to the nearest whole dollar. The movement of that index was 1.1% for that year. The new asset thresholds are, therefore, \$227,125 for Threshold A and \$124,379 for Threshold B.

Section 155 of the Act also requires the income-from-assets exemption set out in Schedule 27 to be increased by an amount that reflects the movement in the New Zealand Consumers Price Index (All Groups, excluding cigarettes and other tobacco

products) for the year that ended on 31 March 2018, rounded up to the nearest whole dollar. The movement of that index was 0.98% for that year. The new amounts are, therefore, \$992 for a resident who is single, \$1,983 for a resident who has a spouse or partner who is also a resident assessed as requiring care, and \$2,975 for a resident who has a spouse or partner who is not a resident assessed as requiring care.

The increases are based on last year's unrounded amounts as required by section 155(3)(b) of the Act.

These regulations also revoke the Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2017, which are superseded.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 24 May 2018.

Notes

1 *General*

This is a consolidation of the Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2018 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 *Amendments incorporated in this consolidation*

Social Security Act 2018 (2018 No 32): section 455(1)