



## New Zealand Business Number (Authority to Require NZBN) Amendment Regulations 2021

Patsy Reddy, Governor-General

### Order in Council

At Wellington this 22nd day of February 2021

Present:

The Right Hon Jacinda Ardern presiding in Council

These regulations are made under section 29(1) of the New Zealand Business Number Act 2016—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for Small Business made in accordance with section 29(2) of that Act.

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## Regulations

### 1 Title

These regulations are the New Zealand Business Number (Authority to Require NZBN) Amendment Regulations 2021.

### 2 Commencement

These regulations come into force on 23 February 2021.

### 3 Principal regulations

These regulations amend the New Zealand Business Number (Authority to Require NZBN) Regulations 2020 (the **principal regulations**).

### 4 Regulation 3 amended (Interpretation)

- (1) In regulation 3, revoke the definitions of **scheme** and **specified eligible entity**.
- (2) In regulation 3, after the definition of **IRD**, insert:

**MBIE** means the Ministry of Business, Innovation, and Employment

### 5 Regulation 4 replaced (IRD may require applicants to provide NZBN)

Replace regulation 4 with:

#### 4 IRD may require NZBN for small business cashflow scheme

- (1) IRD is authorised to require an SBCS applicant to register for an NZBN and to provide the NZBN to IRD.
- (2) In this regulation, **SBCS applicant** means an eligible entity that applies to IRD for a loan under the small business cashflow scheme (as defined in section 7AA of the Tax Administration Act 1994).

#### 5 IRD may require NZBN for COVID-19 resurgence support payments scheme

- (1) IRD is authorised to require a CRSP applicant to register for an NZBN and to provide the NZBN to IRD.
- (2) In this regulation, **CRSP applicant** means an eligible entity that applies to IRD for a payment under the COVID-19 resurgence support payments scheme (as defined in section 3 of the Tax Administration Act 1994).

#### 6 MBIE may require NZBN for small business digital boost initiative

- (1) MBIE is authorised to require a digital boost applicant to register for an NZBN and to provide the NZBN to MBIE.
- (2) In this regulation,—  
**digital boost applicant** means an eligible entity that applies to MBIE for support under the digital boost scheme

**digital boost scheme** means the small business digital boost initiative—

- (a) established by the New Zealand Government in December 2020 as part of its COVID-19 recovery programme, and as varied from time to time; and
- (b) under which MBIE provides, or facilitates the provision of, digital business skills training, advisory services, support, and tools.

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 are made under section 29 of the New Zealand Business Number Act 2016. Section 29 provides for a government agency to be authorised to require an entity that is eligible for an NZBN (an **eligible entity**), and to which the agency provides services, to register for an NZBN (if it does not already have one) and to provide the NZBN to the agency.

The New Zealand Business Number (Authority to Require NZBN) Regulations 2020 (the **principal regulations**) set out when agencies may require an eligible entity to obtain and provide an NZBN.

These regulations, which come into force on 23 February 2021, will amend the principal regulations to authorise an NZBN to be required in the following cases:

- the Inland Revenue Department will be able to require an NZBN from an applicant for payments under the COVID-19 resurgence support payments scheme;
- the Ministry of Business, Innovation, and Employment will be able to require an NZBN from an applicant for support under the small business digital boost initiative.

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 22 February 2021.

These regulations are administered by the Ministry of Business, Innovation, and Employment.