

## SOCIAL SECURITY AMENDMENT BILL (NO. 2)

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### EXPLANATORY NOTE

THIS Bill amends the Social Security Act 1964.

*Clause 1* relates to the Short Title.

*Clause 2* amends section 3 (1) of the principal Act.

The definition of the term "temporary employment" is amended so that it refers to full employment for a period of 26 weeks instead of 13 weeks.

*Clause 3* amends section 80 of the principal Act, relating to the commencement of benefits.

The amendment provides that where—

- (a) Any person in receipt of a benefit accepts an offer of employment that results in the cancellation of the benefit; and
- (b) The duration of that employment is such that it is temporary employment (whether or not the person was aware that the employment was temporary employment when the person accepted the offer); and
- (c) The person applies for a benefit following the termination of the employment—

the payment of the benefit is to commence on—

- (d) The day on which the applicant became entitled to receive it; or
  - (e) The day on which the application was received—
- whichever is the later date.
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**SOCIAL SECURITY AMENDMENT (NO. 2)**

ANALYSIS

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| Title<br>1. Short Title | 2. Interpretation<br>3. Commencement and payment of<br>benefits |
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A BILL INTITULED

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

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

5 **1. Short Title**—This Act may be cited as the Social Security Amendment Act (No. 2) 1994, and shall be read together with and deemed part of the Social Security Act 1964\* (hereinafter referred to as the principal Act).

10 **2. Interpretation**—Section 3 (1) of the principal Act is hereby amended by omitting from the definition of the term “temporary employment” (as inserted by section 2 (3) of the Social Security Amendment Act 1991) the expression “13”, and substituting the expression “26”.

15 **3. Commencement and payment of benefits**—Section 80 of the principal Act (as substituted by section 32 (1) of the Social Security Amendment Act 1991) is hereby amended by inserting, after subsection (5), the following subsection:

“(5A) Where—

20 “(a) Any person in receipt of a benefit accepts an offer of employment that results in the cancellation of the benefit; and

“(b) The duration of that employment is such that it is temporary employment (whether or not the person was aware that the employment was temporary

\*R.S. Vol 32, p. 625

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employment when the person accepted the offer);  
and

“(c) The person applies for a benefit following the  
termination of the employment—  
then, notwithstanding the provisions of subsections (1) and (2) 5  
of this section or section 60 (2) of this Act, but subject to  
subsection (2A) of this section and section 60 (3) of this Act, the  
payment of the benefit shall commence on—

“(d) The day on which the applicant became entitled to  
receive it; or 10

“(e) The day on which the application was received—  
whichever is the later date.”