



**THE SOCIAL SECURITY AMENDMENT ACT COMMENCEMENT
ORDER 1989**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 18th day of September 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 1 (2) of the Social Security Amendment Act 1989, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. Title—This order may be cited as the Social Security Amendment Act Commencement Order 1989.

2. Commencement of Act—The Social Security Amendment Act 1989 shall come into force on the 1st day of October 1989.

C. J. HILL,
for Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

This order brings into force on 1 October 1989 the Social Security Amendment Act 1989. Sections 2 and 3 of the Social Security Amendment Act 1989 amend sections 28 and 32 of the Social Security Act 1964 relating to orphans' benefits and family benefits.

At present an orphan's benefit or a family benefit may be continued until the last day of the pay period that occurs nearest to 31 December in the year in which the child attains the age of 18 years, if the child is totally incapacitated from earning a living, or for the purpose of assisting in the further education of the child.

The amendments change the criteria under which the benefits may be so continued.

The benefits may be continued if a child aged 16 years or over is not—

(a) In full employment; nor

(b) In receipt of—

(i) A benefit under Part I of the Social Security Act 1964; or

(ii) A basic grant or an independent circumstances grant under the Student Allowances Regulations 1988 (S.R. 1988/308).

Section 4 of the Social Security Amendment Act 1989 amends section 60 of the Social Security Act 1964 relating to the period for which an unemployment benefit is payable.

The amendment provides that in the case of an unmarried person of or over the age of 16 years and under the age of 18 years, without dependent children, the Director-General of Social Welfare shall postpone the date of commencement of the benefit until the first day of the 27th week following the later of the date on which the applicant ceased attending secondary school or the date on which the applicant attained the age of 16 years, unless—

(a) The applicant will be regarded as having attained the age of 18 years pursuant to section 59(4) of the Social Security Act 1964; or

(b) The applicant has, before the postponed date of commencement,—

(i) Completed an employment-related training programme approved by the Director-General of Social Welfare; or

(ii) Been in full employment for a period or periods totalling not less than 3 months; or

(iii) Attained the age of 18 years.

The amendment is to apply in respect of applications for unemployment benefit made on or after 1 October 1989.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 28 September 1989.

This order is administered in the Department of Social Welfare.