



**THE SOCIAL SECURITY (PERIOD OF INCOME ASSESSMENT)
REGULATIONS 1996**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 27th day of May 1996

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 132 of the Social Security Act 1964, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Social Security (Period of Income Assessment) Regulations 1996.

(2) These regulations shall come into force on the 1st day of July 1996.

2. Period over which income to be calculated—(1) For the purposes of determining the weekly income of any person in accordance with section 64 (2A) of the Social Security Act 1964, the number of weeks over which that income is to be determined shall be the appropriate number of weeks set out in the Schedule to these regulations.

(2) Nothing in subclause (1) of this regulation shall prevent the Director-General, with the agreement of any person whose income would otherwise be determined over 52 weeks, determining that person's income over the period of 1 week.

(3) An agreement with a person under subclause (2) of this regulation may be ended by the person or by the Director-General at any time by notice to the other.

Regulation 2

SCHEDULE

NUMBER OF WEEKS OVER WHICH A PERSON'S WEEKLY INCOME IS TO BE DETERMINED UNDER SECTION 64 (2A) OF THE SOCIAL SECURITY ACT 1964

Benefit	Weeks over which income to be determined
1. Widow's benefit Invalid's benefit Domestic purposes benefit New Zealand superannuation or veteran's pension (in respect of any rate set out in clause 2 of the First Schedule to the Social Welfare (Transitional Provisions) Act 1990 (as substituted by section 3 of the Social Welfare (Transitional Provisions) Amendment Act 1996) Transitional retirement benefit	In each case, 52 weeks
2. Any other benefit	1 week

MARIE SHROFF,
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 set the period over which weekly income is to be calculated for the purposes of section 64 (2A) of the Social Security Act 1964.

The period is 52 weeks, for widow's benefit, invalid's benefit, domestic purposes benefit, New Zealand superannuation and veteran's pension at the non-qualified spouse rate, and transitional retirement benefit.

For all other benefits, the period is 1 week.

The regulations also provide that a person, whose income would otherwise be determined over a period of 52 weeks, may agree with the Director-General that his or her income is to be determined over 1 week.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 30 May 1996.

These regulations are administered in the Department of Social Welfare.