

# House of Representatives

# Supplementary Order Paper

**Tuesday, 15 May 2018**

## **Social Security Legislation Rewrite Bill**

*Proposed amendment to SOP No 25*

Simon O'Connor, in Committee, to move the following amendment:

*Part 2, subpart 5*

In *Part 2*, replace *inserted subparts 5 and 5A* (pages 50 to 52) with:

### Subpart 5—Supported child's payment

#### **42 Supported child's payment: requirements**

- (1) This section applies if, because of all or any circumstances specified in **subsection (3)**, a child has no parent who is able to—
  - (a) care for the child; or
  - (b) provide fully for the child's support.
- (2) A person (**P**) is entitled to a supported child's payment for the child if—
  - (a) **P** is an eligible caregiver of the child; and
  - (b) either—
    - (i) the child is both resident and present in New Zealand; or
    - (ii) **P** has been both resident and present in New Zealand for a continuous period of 12 months at any time.
- (3) The circumstances are all or any of the following:
  - (a) each of the child's parents—
    - (i) is dead; or
    - (ii) is missing; or

(iii) has a long-term serious disablement:

(b) there has been a breakdown in the child's family.

Compare: 1964 No 136 ss 28, 29

**43 Who is eligible caregiver**

A person (**P**) is an eligible caregiver if P is—

- (a) aged 18 years or over; and
- (b) not a parent of the child; and
- (c) likely to be the principal caregiver of the child for at least 1 year from the date of application for the supported child's payment.

Compare: 1964 No 136 ss 28, 29

**44 Supported child's payment to be used for benefit of child**

- (1) The purpose of the supported child's payment is to provide weekly financial support for the cost of caring for a child who is not the caregiver's own.
- (2) A caregiver who is granted a supported child's payment must use the payment for the benefit of the child in respect of whom it was granted, including the child's maintenance and education.

Compare: 1964 No 136 s 31

### **Explanatory note**

This Supplementary Order Paper amends SOP No 25 amending the Social Security Legislation Rewrite Bill, replacing *inserted subparts 5 and 5A of Part 2* with *new subpart 5* to restore a wide range of circumstances under which a supported child's payment is eligible.