

**Reprint
as at 1 April 2019**

**Social Security (Long-term Residential Care) Amendment
Regulations (No 2) 2006**
(SR 2006/349)

Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2006: revoked, on 1 April 2019, pursuant to regulation 20 of the Residential Care and Disability Support Services Regulations 2018 (LI 2018/203).

Preamble

At Wellington this 21st day of November 2006

Pursuant to section 155 of the Social Security Act 1964, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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1 Title

These regulations are the Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2006.

2 Commencement

These regulations come into force on the day after the date of their notification in the *Gazette*.

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this reprint. See the notes at the end of this reprint for further details.

These regulations are administered by the Ministry of Social Development.

3 Principal regulations amended

These regulations amend the Social Security (Long-term Residential Care) Regulations 2005.

4 Assets exempt from means assessment

Regulation 10(1) is amended by adding the following paragraph:

(e) the value of any compensation or ex gratia payment made by the Government of any country to the person or his or her spouse or partner because the person or his or her spouse or partner—

- (i) was a prisoner of war, civilian internee, or victim of persecution of any country during the Second World War; or
- (ii) was a dependant child of a person who was a prisoner of war, civilian internee, or victim of persecution of any country during the Second World War.

5 Social Security Act 1964 not affected

Nothing in regulation 4 affects paragraph (c) of the definition of exempt assets in clause 4 of Part 2 of Schedule 27 of the Act.

6 Income exempt from means assessment

(1) Regulation 11 is amended by revoking paragraph (a) and substituting the following paragraph:

(a) any compensation or ex gratia payment made by the Government of any country to the person or his or her spouse or partner because the person or his or her spouse or partner—

- (i) was a prisoner of war, civilian internee, or victim of persecution of any country during the Second World War; or
- (ii) was a dependant child of a person who was a prisoner of war, civilian internee, or victim of persecution of any country during the Second World War.

(2) Regulation 11(b) is amended by inserting “compensation or” after “from”.

Diane Morcom,

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, which come into force on the day after the date of their notification in the *Gazette*, amend the Social Security (Long-term Residential Care) Regulations 2005 (the **principal regulations**).

Regulations 10 and 11 of the principal regulations prescribe categories of assets and income that are exempt from means assessment. These categories are amended to include any compensation or ex gratia payment received by a person or his or her spouse or partner on account of that person or his or her spouse or partner having been—

- a prisoner of war, civilian internee, or victim of persecution of any country during the Second World War; or
- a dependant child of a person who was a prisoner of war, civilian internee, or victim of persecution of any country during the Second World War.

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 23 November 2006.

Eprint notes

1 *General*

This is an eprint of the Social Security (Long-term Residential Care) Amendment Regulations (No 2) 2006 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 *About this eprint*

This eprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

3 *Amendments incorporated in this eprint*

Residential Care and Disability Support Services Regulations 2018 (LI 2018/203): regulation 20