

**Reprint  
as at 26 November 2018**



**Social Security (Exemptions under Section 105)  
Amendment Regulations 2016**

(LI 2016/50)

Social Security (Exemptions under Section 105) Amendment Regulations 2016: revoked, on 26 November 2018, pursuant to regulation 295(10) of the Social Security Regulations 2018 (LI 2018/202).

Jerry Mateparae, Governor-General

**Order in Council**

At Wellington this 7th day of March 2016

Present:  
His Excellency the Governor-General in Council

These regulations are made under sections 123D and 132 of the Social Security Act 1964 on the advice and with the consent of the Executive Council.

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**Note**

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.  
Note 4 at the end of this reprint provides a list of the amendments incorporated.

**These regulations are administered by the Ministry of Social Development.**

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## **Regulations**

### **1 Title**

These regulations are the Social Security (Exemptions under Section 105) Amendment Regulations 2016.

### **2 Commencement**

These regulations come into force on 1 April 2016.

### **3 Principal regulations**

These regulations amend the Social Security (Exemptions under Section 105) Regulations 1998 (the **principal regulations**).

### **4 Regulation 5 amended (Exemption from work test obligations: work-tested spouses or partners)**

In regulation 5(2)(d)(i), replace “5 years” with “3 years”.

### **5 Regulation 6 amended (Exemption from work test obligations: work-tested sole parents receiving jobseeker support)**

In regulation 6(2)(d)(i), replace “5 years” with “3 years”.

### **6 Regulation 7 amended (Exemption from work test obligations: work-tested sole parent support beneficiaries)**

In regulation 7(2)(c)(i), replace “5 years” with “3 years”.

Michael Webster,  
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 1 April 2016, amend the Social Security (Exemptions under Section 105) Regulations 1998 (the **principal regulations**).

Regulations 5, 6, and 7 of the principal regulations specify the grounds on which certain categories of persons may apply to the chief executive of the Ministry of Social Development for an exemption from work test obligations. One of the specified

grounds in each of regulations 5, 6, and 7 is that the person has primary responsibility for the day-to-day care of a child who is aged less than 5 years and not a dependent child of the person (for example, a person who is the principal caregiver of a foster child).

Regulations 5, 6, and 7 of the principal regulations are amended so that on and after 1 April 2016 this specified ground is limited to a person having the primary responsibility for the day-to-day care of a child who is aged less than 3 years and not a dependent child of the person.

These amendments ensure alignment with the parallel exemption provisions in the Social Security Act 1964, as amended by the Social Security Amendment Act (No 2) 2015, that apply to a person who has primary responsibility for the day-to-day care of a dependent child.

Issued under the authority of the Legislation Act 2012.  
Date of notification in *Gazette*: 10 March 2016.

## **Reprints notes**

### **1    *General***

This is a reprint of the Social Security (Exemptions under Section 105) Amendment Regulations 2016 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

### **2    *Legal status***

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

### **3    *Editorial and format changes***

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

### **4    *Amendments incorporated in this reprint***

Social Security Regulations 2018 (LI 2018/202): regulation 295(10)