



# Residential Care and Disability Support Services (Exempt Assets—FamilyBoost) Amendment Regulations 2024

Cindy Kiro, Governor-General

## Order in Council

At Wellington this 12th day of August 2024

Present:

Her Excellency the Governor-General in Council

These regulations are made under section 74(1)(g) of the Residential Care and Disability Support Services Act 2018 on the advice and with the consent of the Executive Council.

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## Regulations

### 1 Title

These regulations are the Residential Care and Disability Support Services (Exempt Assets—FamilyBoost) Amendment Regulations 2024.

## 2 Commencement

These regulations come into force on 1 October 2024.

## 3 Principal regulations

These regulations amend the Residential Care and Disability Support Services Regulations 2018.

## 4 Schedule 3 amended

(1) In Schedule 3, clause 1, after item 24, insert:

25	A FamilyBoost payment to which clause 44 applies	Exempt assets of the person or the person's spouse or partner	Only for the first 12 months after the payment is made
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(2) In Schedule 3, after Part 23, insert the Part 24 set out in the Schedule of these regulations.

## Schedule

### New Part 24 inserted into Schedule 3

r 4(2)

#### Part 24

#### FamilyBoost payments

##### 43 Interpretation

In this Part, **FamilyBoost payment** means a payment made to a person under subpart MH of the Income Tax Act 2007.

##### 44 Payments

This clause applies to a FamilyBoost payment.

Nicola Purvis,  
Acting 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 October 2024, amend Schedule 3 of the Residential Care and Disability Support Services Regulations 2018. The amendments relate to a FamilyBoost payment made to a person under subpart MH of the Income Tax Act 2007.

The amendments ensure that, for the first 12 months after each such payment is made, the payment is an exempt asset for the purposes of the means assessment to determine a person's eligibility for financial support for long-term residential care under the Residential Care and Disability Support Services Act 2018.

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 15 August 2024.

These regulations are administered by the Ministry of Social Development.