

# Christchurch Mosques Attack Amendments (No 1)

Pursuant to section 101 of the Social Security Act 2018, the Minister for Social Development approves the following amendments to the Christchurch Mosques Attack Welfare Programme (as established and approved on 27 May 2019).

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## Programme

### 1. Title

This instrument is the Christchurch Mosques Attack Amendments (No 1).

### 2. Commencement

This instrument comes into force on 14 June 2019.

### 3. Amendments to Christchurch Mosques Attack Welfare Programme

The Christchurch Mosques Attack Welfare Programme (the programme) as established and approved on 27 May 2019 is amended in the manner outlined in clauses 4 and 5.

### 4. Amendment to clause 6

Insert the following after clause 6(1) of the programme:

- (2) This programme also applies to a person that MSD is satisfied:
  - a. has applied for the Christchurch Visa but has not yet been granted it; and

- b. is eligible for or has been granted emergency benefit under the Act.
- (3) Where subclause (2) applies a person may receive entitlements under the Act or this programme, but not both.

#### 5. Amendment to clause 8

Replace clause 8 of the programme with:

#### 8. People whose family member was injured or died in the Christchurch mosques attack

- (1) This programme applies to a person who:
- is an immediate family member of a person who died, was injured or was present during the Christchurch mosques attack; and
  - is present in New Zealand on a temporary entry class visa.
- (2) In this clause “immediate family member” means:
- A spouse or partner;
  - A parent;
  - A non-dependent adult child;
  - A non-dependent adult sibling.

Dated at Wellington *12 June* 2019



Minister for Social Development

#### Explanatory note

*This note is not part of the instrument, but is intended to indicate its general effect.*

This Instrument is made under section 101 of the Social Security Act 2018 (the Act) and comes into force on 14 June 2019.

The Instrument makes two amendments to the Christchurch Mosques Attack Welfare Programme:

- Clause 6 is being amended to allow a person who is applying for the Christchurch visa and has been granted or is eligible for the emergency benefit (EB) to receive payments under the Act or programme (but not both). This is necessary because MSD may not be able to pay family tax credit/best start tax credit under the Income Tax Act to people receiving EB unless they or their child are citizens or permanent residents in terms of the Income Tax Act 2007.

- Clause 8 is being replaced to extend the programme to the partners/spouses and parents of people who died, were injured or were present in the attacks. This is necessary because the partner or parent of a person who died or was injured in the attacks but who was not in New Zealand on 15 March 2019 will not qualify for the Christchurch visa and may not be able to be included on any main benefit/welfare payment of a person who was injured or present in the attacks.