

Direction in relation to Special Benefit (Child Support Pass On) Amendment 2023

This instrument is made under section 7(1) of the Social Security Act 2018 by the Minister for Social Development and Employment.

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Ministerial Direction

1 Title

This direction is the Direction in relation to Special Benefit (Child Support Pass On) Amendment 2023.

2 Commencement

This direction comes into effect on 1 July 2023.

3 Direction amended

This direction amends the Original Ministerial Direction 2019 in relation to Special Benefit as established and made on 10 February 1999.¹

4 Clause 2 amended (definitions)

- (1) In clause 2.1, definition of “Allowable Costs”, in appropriate order insert:

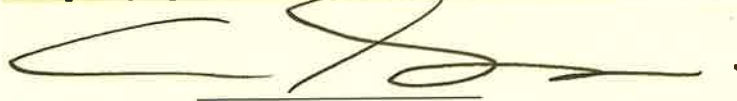
(hc) any child support required to be paid by a person for the week concerned under a formula assessment under the Child Support Act 1991 (regardless of whether, and, if so, how that support must under that Act be paid to, or otherwise dealt with to improve the position of, a receiving carer);

- (2) In clause 2.1, definition of “Allowable Costs”, after subclause (k)(ii), insert:

(iii) in respect of a qualifying child, that are not made under a formula assessment, including under a qualifying voluntary agreement (as those terms are defined in section 2(1) of the Child Support Act 1991) or any other arrangement (for

¹ *New Zealand Gazette*, 16 December 1999, page 4599

example, not a qualifying voluntary agreement) that does or may affect whether or what child support is payable in respect of a qualifying child under that Act, or



Minister for Social Development and Employment

At Auckland this 12th day of June 2023

Explanatory Note

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

This direction, which comes into effect on 1 July 2023, amends the Direction in relation to Special Benefit to add to the definition of “Allowable Costs” formula assessment child support under the Child Support Act 1991, and clarify that any other child support liability which is not under a formula assessment is not an allowable cost for the purpose of Special Benefit. This gives effect to the policy changes for the purposes of the Child Support (Pass on) Acts Amendment Bill 2023.