

Instrument amending a Ministerial Direction and Welfare Programme 2023

This instrument is made under sections 7 and 101 of the Social Security Act 2018 by the Minister for Social Development and Employment.

Contents		Page
1	Title.....	1
2	Commencement.....	1
3	Principal directions and welfare programmes amended.....	1
4	Amendments to the Temporary Accommodation Assistance Programme.....	1
5	Amendments to the Direction in relation to Special Benefit.....	3

Instrument

1 Title

This instrument is the Instrument amending a Ministerial Direction and Welfare Programme 2023.

2 Commencement

This instrument comes into force on 25 September 2023.

3 Principal direction and welfare programme amended

This instrument amends the **Temporary Accommodation Assistance Programme** (as established and approved on 29 August 2023)¹ and the **Direction in relation to Special Benefit** (as established and made on 12 February 1999)².

4 Amendments to the Temporary Accommodation Assistance Programme

- (1) In clause 1, replace 'North Island Weather Events' with 'Severe Weather Events'.
- (2) In clause 3(a), replace 'North Island' with 'severe'.
- (3) In clause 4, replace the definition of **affected premises** with:

affected premises means the premises owned by the applicant, that the applicant usually occupied as their home at the time of a severe weather event, and which is in one of the following regions or districts:

- (a) Te Tai Tokerau/Northland
- (b) Tāmaki-makau-rau/Auckland
- (c) Waikato
- (d) Te Moana-a-Toi/Bay of Plenty
- (e) Te Tairāwhiti/Gisborne
- (f) Te Matau-a-Māui/Hawke's Bay
- (g) Manawatū/Whanganui
- (h) Whakatū/Nelson

¹ *New Zealand Gazette*, 31 August 2023, No. 4083

² *New Zealand Gazette*, 16 December 1999, page 4599

- (i) Te Tai-o-Aorere/Tasman
- (j) Te Taihu-o-te-waka/Marlborough

(4) In clause 4, replace the definition of **household** with:

household means the applicant, the applicant's spouse or partner, and any dependent children who usually reside with the applicant in the premises that are the subject of a qualifying tenancy

(5) In clause 4, delete the definition of **North Island weather event**.

(6) In clause 4, before the definition of **single** insert:

severe weather event means any of the following weather events—

- (a) heavy rainfall commencing on 17 August 2022 and ending on 20 August 2022 in the Whakatū/Nelson, Te Tai-o-Aorere/Tasman, and Te Taihu-o-te-waka/Marlborough districts:
- (b) heavy rainfall commencing on 26 January 2023 and ending on 3 February 2023 in Te Tai Tokerau/Northland, Tāmaki-makaurau/Auckland, Waikato, and Te Moana-a-Toi/Bay of Plenty regions:
- (c) Cyclone Gabrielle, which crossed the North Island during the period commencing on 12 February 2023 and ending on 16 February 2023

(7) In clause 4, replace the definition of **temporary accommodation costs** with:

temporary accommodation costs, of an applicant, means rent payable by the applicant in respect of a qualifying tenancy in respect of premises—

- (a) occupied by the applicant and by any members of the applicant's family who usually reside with the applicant; and
- (b) occupied by the applicant because premises owned by the applicant, and that the applicant usually occupied as their home at the time of the severe weather events, were made uninhabitable by those events

(8) In clause 4(2), replace 'Programme' with 'programme'.

(9) In clause 5(1), before '113' insert '103,'.

(10) In clause 5(1) after '113,' insert '114,'.

(11) In clause 5(1) after '340,' insert 'and'.

(12) In clause 7, replace every reference to 'North Island' with 'severe'.

(13) In clause 8(1)(c), replace 'specified accommodation support' with 'financial support'.

(14) In clause 10, replace subclause (1) with:

(1) MSD may only grant assistance under this programme to an eligible applicant if—

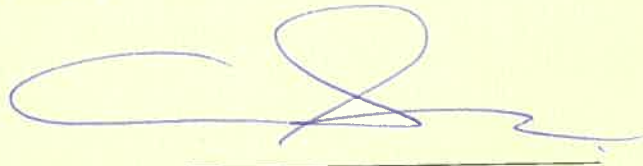
- (a) the applicant meets the eligibility criteria for that kind of assistance; and

- (b) the applicant is not ineligible for assistance under clause 8;
and
- (c) MSD considers a grant is suitable to meet the applicant's need for assistance.

5 Amendments to the Direction in relation to Special Benefit

- (1) In clause 2.1, definition of **chargeable income**, in paragraph (f)(ii) replace 'North Island Weather Event' with 'Severe Weather Events'.

At Wellington this 18th day of Sept 2023



Minister for Social Development and Employment

Explanatory note

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

This instrument, which comes into force on 25 September 2023, amends the Temporary Accommodation Assistance Programme to:

- extend financial assistance under the programme to applicants affected by the heavy rainfall in 2022 in the Nelson, Tasman and Marlborough regions;
- makes consequential amendments to give effect to this change;
- insert references to sections of the Act which were inadvertently omitted when the original programme was established; and
- makes minor editorial changes.

This instrument also amends the Ministerial Direction in relation to Special Benefit to ensure a person's Special Benefit is not affected as a consequence of extending the financial assistance to applicants affected by heavy rainfall in the Nelson, Tasman and Marlborough regions.