



Cabinet Legislation Committee

Minute of Decision

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Social Welfare (Reciprocity with the Republic of Korea) Order 2021

Portfolio **Social Development and Employment**

On 28 October 2021, the Cabinet Legislation Committee:

- 1 **noted** that an Order in Council is required under section 380 of the Social Security Act 2018 to give effect in New Zealand domestic law to the Social Security Agreement between the Republic of Korea and New Zealand, signed in Seoul on 29 October 2019 (the Agreement);
- 2 **noted** that section 381 of the Social Security Act 2018 requires that before recommending the making of an Order in Council under section 380, the Minister for Social Development and the Minister of Justice must have received a report from the Privacy Commissioner on whether the information sharing provisions in the agreement comply with the privacy principles set out in section 22 of the Privacy Act 2020;
- 3 **noted** that the Minister for Social Development and the Minister of Justice received a report and letter of support from the Privacy Commissioner on 7 September 2017 for an Order in Council to bring the Social Security Agreement between New Zealand and the Republic of Korea into force;
- 4 **noted** that the advice of the Minister for Social Development is that the requirement in section 381 of the Social Security Act has been met;
- 5 **authorised** submission to the Executive Council of the Social Welfare (Reciprocity with the Republic of Korea) Order 2021 [PCO 23316/5.0], to give effect to the Agreement;
- 6 **noted** that subject to the Order in Council coming into effect in December 2021, the Social Security Agreement between the Republic of Korea and New Zealand will enter into force on the first day of the third month following the date on which both Parties have notified the completion of their domestic procedures, and that the target date for bringing the Agreement into force is 1 March 2022;
- 7 **authorised** officials to exchange the diplomatic notes that bring the Agreement into force.

Rebecca Davies
Committee Secretary

Attendance: see over

Present:

Hon Chris Hipkins (Chair)
Hon Carmel Sepuloni
Hon Andrew Little
Hon David Parker
Hon Stuart Nash
Hon Willie Jackson
Hon Michael Wood
Hon Dr David Clark
Kieran McAnulty, MP

Officials present from:

Office of the Prime Minister
Officials Committee for LEG