



Cabinet Social Wellbeing Committee

Minute of Decision

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Draft Amendment to Approved Information Sharing Agreement between Inland Revenue and the Ministry of Social Development and Guidance Document: Approval to Consult

Portfolios **Social Development and Employment / Revenue**

On 29 June 2022, the Cabinet Social Wellbeing Committee:

- 1 **noted** that in March 2022, the Cabinet Business Committee agreed to pass on child support payments to sole parent beneficiaries and for child support to be automatically charged as income for benefit purposes [CBC-22-MIN-0021];
- 2 **noted** that section 152 of the Privacy Act 2020 requires 10 working days' notice be provided to clients to allow them to dispute the correctness of the personal information prior to an adverse action being taken;
- 3 **noted** that providing clients with the 10 working days' notice of an adverse action would create a disconnect between when child support is received and when it is charged as income which would lead to some clients incurring debt;
- 4 **agreed in principle**, subject to consultation feedback, to amend the existing Approved Information Sharing Agreement between the Ministry of Social Development and Inland Revenue to remove the 10 working days' notice period for adverse actions when the Ministry of Social Development automatically charges child support as income as a result of an information share from Inland Revenue;
- 5 **agreed** to release the draft amendment to the Approved Information Sharing Agreement between the Ministry of Social Development and Inland Revenue and associated guidance document, attached under SWC-22-SUB-0125, for public consultation;
- 6 **noted** that the consultation period will run from July to August 2022;
- 7 **authorised** the Minister for Social Development and Employment and the Minister of Revenue to make minor and technical changes to the proposed Approved Information Sharing Agreement amendment following public consultation;
- 8 **invited** the Minister for Social Development and Employment and the Minister of Revenue to make minor changes to the guidance document and proposed Approved Information Sharing Agreement amendment prior to release;

- 9 **invited** the Minister for Social Development and Employment and the Minister of Revenue, following consideration of consultation feedback, to issue drafting instructions to the Parliamentary Counsel Office for an Order in Council to amend the Approved Information Sharing Agreement between the Ministry of Social Development and Inland Revenue.

Rachel Clarke
Committee Secretary

Present:

Hon Grant Robertson
Hon Kelvin Davis
Hon Chris Hipkins
Hon Carmel Sepuloni (Chair)
Hon Andrew Little
Hon Poto Williams
Hon Peeni Henare
Hon Kiri Allan
Hon Dr Ayesha Verrall
Hon Priyanca Radhakrishnan
Hon Aupito William Sio
Hon Meka Whaitiri

Officials present from:

Office of the Prime Minister
Office of the Chair
Officials Committee for SWC