



# Cabinet Legislation Committee

## Minute of Decision

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### Student Allowances Amendment Regulations (No 2) 2021

**Portfolio**                      **Social Development and Employment**

On 25 November 2021, the Cabinet Legislation Committee:

- 1        **noted** that on 1 November 2021, the Cabinet Business Committee agreed to remove the requirement to have held a residence class visa and have lived in New Zealand for at least three years and the requirement to be ordinarily resident in New Zealand for student loans and student allowances and Fees Free Tertiary Education and Training for study starting on or after 1 January 2022 for those with an Afghan Emergency Resettlement Residency Visa [CBC-21-MIN-0122];
- 2        **noted** that a waiver of the 28-day rule is sought:
  - 2.1      so that the Student Allowances Amendment Regulations (No 2) 2021 can come into force by 5 December 2021 to allow StudyLink to receive and process applications for student allowances for study starting on or after 1 January 2022;
  - 2.2      on the grounds that the changes only confer benefits on the public;
- 3        **agreed** to waive the 28-day rule so that the Student Allowances Amendment Regulations (No 2) 2021 can come into force on 5 December 2021;
- 4        **noted** that the Student Allowances Amendment Regulations (No 2) 2021 will give effect to the decision referred to in paragraph 1 above;
- 5        **authorised** the submission to the Executive Council of the Student Allowances Amendment Regulations (No 2) 2021 [PCO 24309/2.0];
- 6        **noted** that the Student Allowances Amendment Regulations (No 2) 2021 will come into force on 5 December 2021 and that the changes will apply to study starting on or after 1 January 2022.

Rebecca Davies  
Committee Secretary

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**Attendees: (see over)**

**Present:**

Hon Chris Hipkins (Chair)  
Hon Carmel Sepuloni  
Hon David Parker  
Hon Poto Williams  
Hon Kris Faafoi  
Hon Jan Tinetti  
Hon Kiri Allan  
Hon Dr David Clark  
Keiran McNulty, MP (Senior Government Whip)

**Officials present from:**

Office of the Prime Minister  
Officials Committee for LEG