



Student Allowances (Increase for 2018) Amendment Regulations 2017

Patsy Reddy, Governor-General

Order in Council

At Wellington this 11th day of December 2017

Present:

Her Excellency the Governor-General in Council

These regulations are made under section 303 of the Education Act 1989 and section 13 of the Interpretation Act 1999 on the advice and with the consent of the Executive Council.

Contents

		Page
1	Title	2
2	Commencement	2
3	Principal regulations	2
4	Schedule 1 amended	2
5	Schedule 2 amended	2
	Schedule 1	2
	New Part 2 of Schedule 1 inserted	
	Schedule 2	3
	Amendments to Schedule 2 of principal regulations	

Regulations

1 Title

These regulations are the Student Allowances (Increase for 2018) Amendment Regulations 2017.

2 Commencement

- (1) These regulations come into force on 1 January 2018.
- (2) However, regulation 5(1) is deemed to have come into force on 1 April 2017 immediately after the commencement of the Student Allowances Amendment Regulations 2017.

3 Principal regulations

These regulations amend the Student Allowances Regulations 1998 (the **principal regulations**).

4 Schedule 1 amended

In Schedule 1, after Part 1, insert the Part 2 set out in Schedule 1 of these regulations.

5 Schedule 2 amended

- (1) In Schedule 2, clause 2(1) table, item 1(b), replace “126.69” with “127.74”.
- (2) In each provision of Schedule 2 of the principal regulations listed in the first column of Schedule 2 of these regulations, replace the amount set out opposite that provision in the second column with the amount set out opposite that provision in the third column.

Schedule 1

New Part 2 of Schedule 1 inserted

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Part 2

Provision relating to Student Allowances (Increase for 2018) Amendment Regulations 2017

2 Amendments apply to courses of study commencing before, on, or after 1 January 2018

- (1) This clause applies to the rates in Schedule 2 as amended by regulation 5(2) of the Student Allowances (Increase for 2018) Amendment Regulations 2017.
- (2) Those rates must be used for any payment on or after 1 January 2018 of an allowance—

- (a) continued by regulation 3(a) (basic grant) or regulation 3(b) (independent circumstances grant); and
- (b) granted in respect of a course of study commencing before, on, or after 1 January 2018.

Schedule 2
Amendments to Schedule 2 of principal regulations

Provisions amended	Old amount (\$)	New amount (\$)
Clause 1(1) table, item 1(a)	406.32	527.53
Clause 1(1) table, item 1(b)	436.96	558.17
Clause 1(1) table, item 2(a)	237.37	295.28
Clause 1(1) table, item 2(b)	376.64	437.24
Clause 1(1) table, item 3(a)	197.80	253.66
Clause 1(1) table, item 3(b)	226.04	282.99
Clause 1(1) table, item 4(a)	197.80	253.66
Clause 1(1) table, item 4(b)	211.92	267.79
Clause 2(1) table, item 1(a)	85.77	141.63
Clause 2(1) table, item 1(b)	127.74	183.61
Clause 2(1) table, item 2(a)	114.00	169.87
Clause 2(1) table, item 2(b)(i)	99.88	155.74
Clause 2(1) table, item 2(b)(ii)	114.00	169.87
Clause 2(1) table, item 3(a)	155.98	211.84
Clause 2(1) table, item 3(b)(i)	141.85	197.72
Clause 2(1) table, item 3(b)(ii)	155.98	211.84
Clause 3(1) table, item 1	376.64	437.24
Clause 3(1) table, item 2	237.37	295.28
Clause 3(1) table, item 3	189.88	245.74
Clause 3(1) table, item 4	197.80	253.66
Clause 3(1) table, item 5	158.23	214.10
Clause 4(1)	197.80	253.66

r 5(2)

Michael Webster,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, most of which come into force on 1 January 2018, amend Schedule 2 of the Student Allowances Regulations 1998.

Regulation 5(1) corrects an error in a rate in the mandatory annual general adjustment effective on 1 April 2017. The error is that the rate was adjusted to \$126.69. In that adjustment, the rate should instead have been adjusted to a higher amount (actually used in operational practice on and after 1 April 2017), namely \$127.74.

The other amendments adjust the rates of basic grants and independent circumstances grants so as to achieve a \$50 net increase for students on an M tax code. Two of the rates (in the clause 1(1) table, items 1(a) and 1(b)) are adjusted to achieve a \$100 net increase because those rates are designed to reflect the living costs of 2 adults and their calculation involves doubling the equivalent rate for an individual.

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 14 December 2017.

These regulations are administered by the Ministry of Social Development.