



Social Security (Exempt Lump Sum - Compensation Payments in respect of certain War related Internments) Determination 2017

I, Anita Davis, delegate of the Secretary of the Department of Social Services, make the following determination.

Dated

18 January 2017

ANITA DAVIS
Acting Branch Manager
International and Means Test Policy Branch
Department of Social Services

1

Name

This instrument is the *Social Security (Exempt Lump Sum - Compensation Payments in respect of certain War related Internments) Determination 2017*

2

Commencement

(1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | | |
|---------------------------------|--|-----------------|
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | The day after this instrument is registered. | 21 January 2017 |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

(2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3

Authority

This instrument is made under paragraph 8(11)(d) of the *Social Security Act 1991*.

4

Revocation

The following instruments are revoked:

Social Security Exempt Lump Sum Determination No.2 of 2001 (FACS)

Social Security Exempt Lump Sum Determination No.3 of 2004 (FACS)

Social Security Exempt Lump Sum (Compensation payments in respect of certain World War 2 internments) (FaCSIA) Determination 2007

Social Security Exempt Lump Sum (Compensation payments in respect of certain World War 2 internments) (DEST) Determination 2007

Social Security Exempt Lump Sum (Compensation payments in respect of certain World War 2 internments) (DEWR) Determination 2007

5

Definitions

In this instrument:

Act means the *Social Security Act 1991*.

compensation payment means either:

- (a) a payment made to World War Two Japanese Internees under the *Compensation (Japanese Internment) Act 2001*;
- (b) a payment for North Korean Internees under Part 2 of the *Veterans' Entitlement (Clarke Review) Act 2004*; or
- (c) a payment for World War Two European Internees under *Schedule 5 of the Social Security and Veterans' Affairs Legislation Amendment (One-off Payments and Other 2007 Budget Measures) Act*.

6

Exempt Lump Sums

For the purposes of paragraph 8(11)(d) of the Act, the amount of a compensation payment is an exempt lump sum.