



Social Security (Administration) (Delayed Lodgement of Claims for Pension Bonus) Guidelines 2018

I, Kathryn Campbell, Secretary of the Department of Social Services, make these Guidelines under subsection 17(6) of the *Social Security (Administration) Act 1999*.

Dated 27 March 2018

Kathryn Campbell
Secretary of the Department of Social Services

1 Name of Guidelines

These Guidelines are the *Social Security (Administration) (Delayed Lodgement of Claims for Pension Bonus) Guidelines 2018*.

2 Commencement

These Guidelines commence on 1 April 2018.

3 Authority

These Guidelines are made under subsection 17(6) of the *Social Security (Administration) Act 1999*.

4 Definition

In these Guidelines:

Act means the *Social Security (Administration) Act 1999*.

5 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

6 Guidelines

- (1) For subsection 17(5) of the Act, this section contains guidelines about when special circumstances apply in relation to the lodgement of a claim for pension bonus by a person who is a registered member of the pension bonus scheme when lodging a claim for age pension.
- (2) A special circumstance applies in relation to a claim for pension bonus by a person if:
 - (a) the person lodges the claim for pension bonus within 2 years of the date of lodgement of a claim for age pension; and
 - (b) an invitation was not made to the person under subsection 17(3) of the Act to lodge a claim for pension bonus; and
 - (c) an invitation should have been made because:
 - (i) the person was, to the knowledge of the Secretary, registered as a member of the pension bonus scheme; and
 - (ii) the claim for age pension was made by the person in accordance with a form that did not require the claimant to disclose whether the claimant was registered as a member of the pension bonus scheme or the corresponding scheme under Part IIIAB of the *Veterans' Entitlements Act 1986*; and
 - (iii) a claim for pension bonus was not attached to the claim for age pension; and

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- (d) the person did not knowingly give the Secretary incorrect information that led the Secretary to conclude that the making of an invitation to lodge a claim for pension bonus by the person would be inappropriate.
- (3) A special circumstance applies in relation to a claim for pension bonus by a person if:
- (a) the person lodges the claim for pension bonus within 2 years of the date of lodgement of a claim for age pension; and
 - (b) all of the following apply:
 - (i) the claim for age pension was made by the person in accordance with a form that required the claimant to disclose whether the claimant was registered as a member of the pension bonus scheme or the corresponding scheme under Part IIIAB of the *Veterans' Entitlements Act 1986*;
 - (ii) the claimant did not disclose that information;
 - (iii) the claimant did not knowingly fail to disclose that information;
 - (iv) the Secretary did not seek disclosure of that information before granting the claim for age pension.

Schedule 1—Repeals

Social Security (Administration) (Delayed Lodgement of Claims for Pension Bonus) Guidelines 2007

1 The whole of the instrument

Repeal the instrument