



## **Social Security (Administration) Legislation Amendment and Repeal (Reasonable Excuse - Participation Payments) Determination 2018**

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I, KERRI HARTLAND, Secretary of the Department of Jobs and Small Business, make the following determination.

Dated                    7 June 2018

K Hartland

KERRI HARTLAND  
Secretary of the Department of Jobs and Small Business

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## 1 Name

This instrument is the *Social Security (Administration) Legislation Amendment and Repeal (Reasonable Excuse - Participation Payments) Determination 2018*.

## 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.

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this instrument	1 July 2018.	

Note: This table relates only to the provisions of this instrument as originally made.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 subsection 42U(1) of the *Social Security (Administration) Act 1999*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## Schedule 1—Amendments

### *Social Security (Reasonable Excuse – Participation Payment Obligations) (DEEWR) Determination 2009 (No. 1)*

#### **1 Cover page**

Omit “made under subsection 42U(1) of the *Social Security (Administration) Act 1999*”.

#### **2 Section 4 (definition of *Administration Act*)**

Repeal the definition.

#### **3 Section 5 (heading)**

Omit “determining if”, substitute “deciding whether”.

#### **4 Subsection 5(1)**

Repeal the subsection, substitute:

- (1) For subsections 550(2A), 550B(2A), 576(2A), 576A(2A) of the 1991 Act, the matters set out in subsection (2) are matters that the Secretary must take into account in deciding whether a person has a reasonable excuse.

#### **5 Subsection 5(3)**

Omit “or the *Administration Act*”.

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## **Schedule 2—Repeals**

### ***Social Security (Reasonable Excuse – Participation Payment Obligations) (FaHCSIA) Determination 2009 (No. 1)***

#### **1 The whole of the instrument**

Repeal the instrument.