



Social Security (Exempt Lump Sum – Settlement of Per- and Poly-fluoroalkyl Class Actions) Determination 2024

I, Gillian Beer, delegate of the Secretary of the Department of Social Services, make the following Determination.

Dated 20 June 2024

Gillian Beer
Branch Manager, Payment Structures and Seniors Branch
Delegate of the Secretary of the Department of Social Services

Contents

1 Name	1
2 Commencement.....	1
3 Authority	1
4 Definitions	1
5 Exempt lump sum.....	1

1 Name

This instrument is the *Social Security (Exempt Lump Sum – Settlement of Per- and Poly-fluoroalkyl Class Actions) Determination 2024*.

2 Commencement

This instrument commences on 6 May 2024.

3 Authority

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

4 Definitions

In this instrument:

Act means the *Social Security Act 1991*.

Settlement Payment means:

- (a) a payment made pursuant to the class action settlement approved by the Federal Court on 25 August 2023 in *Haswell v Commonwealth of Australia (No. 3)* [2023] FCA 1093, in relation to property value diminution; or
- (b) a payment made pursuant to the class action settlement approved by the Federal Court on 19 June 2023 in *Wreck Bay Aboriginal Community Council v Commonwealth of Australia* [2023] FCA 660, in relation to:
 - (i) cultural loss; or
 - (ii) ordinary loss of the use of land.

5 Exempt lump sum

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