



# **Social Security (Exempt Lump Sum) (River Red Gum Structural Adjustment Package Payment) (FaHCSIA) Determination 2010**

*Social Security Act 1991*

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I, Alanna Foster, Branch Manager, Seniors and Means Test Branch and a delegate of the Secretary of the Department of Families, Housing, Community Services and Indigenous Affairs, make this Determination under paragraph 8(11)(d) of the *Social Security Act 1991*.<sup>1</sup>

Dated TWENTY NINTH DAY OF JULY 2010

A R Foster

Branch Manager, Seniors and Means Test Branch

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<sup>1</sup> This Determination has effect in relation to provisions of the *Social Security Act 1991* in so far as they relate to matters for which the Minister for Families, Housing, Community Services and Indigenous Affairs has responsibility under the Administrative Arrangements Order.

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**Part 1 Preliminary**

**1 Name of Determination**

This Determination is the *Social Security (Exempt Lump Sum) (River Red Gum Structural Adjustment Package Payment) (FaHCSIA) Determination 2010*.

**2 Commencement**

This Determination commences the day after it is registered.

**3 Interpretation**

In this Determination:

**Act** means the *Social Security Act 1991*.

**River Red Gum Structural Adjustment Package Payment** means any of the following one-off ex gratia payments:

- (a) Special Redundancy Payment of up to \$81,360;
- (b) Training Allowance of up to \$10,000;
- (c) Relocation Allowance of up to \$20,000.

paid by the New South Wales Department of Industry and Investment.

**Note:** All eligibility criteria to receive a River Red Gum Structural Adjustment Package Payment, and definitions of the terms 'Special Redundancy Payment', 'Training Allowance' and 'Relocation Allowance' are set out in the *River Red Gum Structural Adjustment Package Worker Assistance Guidelines* as published by the Department of Industry and Investment, NSW Government.

**social security payment** has the same meaning as in the Act.

## **Part 2 Exempt Lump Sums**

### **4 Amount or class of amounts**

- (1) Paragraph 8(11)(d) of the Act provides that the Secretary may determine that an amount, or class of amounts received by a person, is an exempt lump sum.
- (2) If a person receives a River Red Gum Structural Adjustment Package Payment, any amount of that payment received by the person is an exempt lump sum.

### **5 Application—Exempt Lump Sums**

On or after the date of commencement of this Determination, an amount referred to in subsection 4(2) of this Determination received by a person is an exempt lump sum for the purposes of paragraph 8(11)(d) of the Act from the date that the amount was received.