

Social Security (Australian Government Disaster Recovery Payment) Amendment Determination 2013 (No. 1) 1

*Social Security Act 1991*

I, Nicola Roxon, Attorney-General and Minister for Emergency Management, make this determination under subsection 106lL (2) of the *Social Security Act 1991*.

Dated 9 January 2013

Nicola Roxon

Attorney-General

Minister for Emergency Management

1 Name of determination

This determination is the *Social Security (Australian Government Disaster Recovery Payment) Amendment Determination 2013 (No. 1)*.

2 Commencement

This determination commences on the day after it is registered.

3 Amendment of *Social Security (Australian Government Disaster Recovery Payment) Determination 2013 (No. 1)*

Schedule 1 amends the *Social Security (Australian Government Disaster Recovery Payment) Determination 2013 (No. 1)*

Schedule 1 Amendment

(section 3)

[1] Schedule 1

Omit everything after

Only the

Insert

bushfires:

1. in South-East and East Tasmania that commenced on 3 or 4 January 2013 which as at 5 January 2013 covered the affected Local Government Areas of Sorell, Tasman and Glamorgan-Spring Bay; and
2. in central Tasmania that commenced on 3 or 4 January 2013 which as at 7 January 2013 affected the area of Ellendale.

Schedule 2 Circumstances in which person adversely affected

A person is adversely affected by a major disaster mentioned in Schedule 1 if:

(a) as a direct result of the disaster:

(i) the person is seriously injured; or

(ii) the person is an immediate family member of an Australian who is killed; or

(iii) the person’s principal place of residence has been destroyed or has sustained major damage; or

(iv) the person is unable to gain access to his or her principal place of residence for at least 24 hours because:

(A) access to the place of residence is cut off; or

(B) the person is unable to leave a place affected by the disaster; or

(b) as a result of the disaster, the person’s principal place of residence was without a particular utility service for a continuous period of 48 hours; or

(c) the person is the principal carer of a child to whom paragraph (a) or (b) applies.

**Note**

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003.* See http://www.frli.gov.au.