**Explanatory Statement**

***Social Security (Australian Government Disaster Recovery Payment) Amendment Determination 2013 (No. 2)***

The Australian Government Disaster Recovery Payment (the AGDRP) provides a one-off payment to Australians adversely affected by a major disaster.

This Determination amends Schedule 1 to the *Social Security (Australian Government Disaster Recovery Payment) Determination 2013 (No. 3),* relating to Queensland, which sets out the circumstances in which persons are taken to be adversely affected by the major disaster. The amendment adds the affected Local Government Areas of North Burnett and Lockyer Valley, Queensland to the definition of major disaster. The reason for the change is that impact assessments have confirmed that North Burnett and Lockyer Valley have been impacted by the floods and given the severity of the impact on the State of Queensland as a whole, extending the AGDRP to the Local Government Areas of North Burnett and Lockyer Valley is appropriate. The amendment also adds that the disaster continued into February 2013 in recognition that the flooding affecting the State of Queensland is ongoing.

Subsection 1061L(3) of the Act provides that a determination under section 1061L is a legislative instrument.

This instrument is not subject to disallowance by the Parliament (subsection 1061L(3) of the Act provides that section 42 of the *Legislative Instruments Act 2003* does not apply to the determination).

Formal consultation has not been undertaken as the Determination was required as a matter of urgency.