



Veterans' Children Education Scheme (Income Support Bonus) Repeal Instrument 2014

Veterans' Entitlements Act 1986

Instrument 2014 No.R11

I, Michael Ronaldson, Minister for Veterans' Affairs, pursuant to subsection 117(3) of the *Veterans' Entitlements Act 1986*, approve this instrument made by the Repatriation Commission.

Dated this 6th day of March 2014

Michael Ronaldson

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MICHAEL RONALDSON

The Repatriation Commission, pursuant to subsection 117(2) of the *Veterans' Entitlements Act 1986*, varies the *Veterans' Children Education Scheme* (Instrument 1992 No. 11 as amended) in accordance with the Schedule.

The Seal of the
Repatriation Commission
was affixed hereto in the
presence of:)
)SEAL
)
)

Dated this 7th day of February 2014

Simon Lewis Shane Carmody Major General Mark Kelly

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SIMON LEWIS SHANE CARMODY MAJOR GENERAL MARK KELLY
AO DSC
PRESIDENT DEPUTY PRESIDENT COMMISSIONER

1. Name of instrument

This instrument is the *Veterans' Children Education Scheme (Income Support Bonus) Repeal Instrument 2014*.

2. Commencement

(a) subject to (b) this Instrument commences when Schedule 8 of the *Minerals Resource Rent Tax Repeal and Other Measures Act 2014* commences.

Note: Schedule 8 commences when the *Minerals Resource Rent Tax Repeal and Other Measures Act 2014* receives the Royal Assent.

(b) item 1 of the Schedule is taken to have commenced when the *Veterans' Entitlements (Veterans' Children Education Scheme – Income Support Bonus) Instrument 2013* commenced.

3. Savings

(a) If, before the commencement of this instrument in accordance with paragraph 2(a), a person was, under Part 3B of the *Veterans' Children Education Scheme*, eligible for an income support bonus on an income support bonus test day occurring before that commencement, then, despite the amendments made by items 2 and 3 of the Schedule, the *Veterans' Children Education Scheme*, as in force immediately before that commencement, continues to apply on and after that commencement in relation to that eligibility.

(b) If, after the commencement of all provisions of this instrument, a person becomes eligible for an education allowance that takes effect before the commencement of items 2 and 3 of the Schedule, and the person would have been eligible for an income support bonus on an income support bonus test day occurring before the commencement of those items, the *Veterans' Children Education Scheme*, as in force immediately before the commencement of the items, continues to apply on and after the commencement of the items in relation to that eligibility on that income support bonus test day.

Schedule

1. Paragraph 3B.1.2

substitute:

3B.1.2 A person is eligible for an *income support bonus* on an *income support bonus test day* if:

- (a) the person has attained the age of 16 years and is receiving, in respect of that day, an education allowance under paragraph 3.3, 3.4, 3.5, 3.6 or 3.6A of the *Scheme*; or
- (b) the person has not attained the age of 16 years but is receiving, in respect of that day, an education allowance under paragraph 3.4, 3.5, 3.6 or 3.6A of the *Scheme*; or
- (c) the person has attained the age of 16 years and the person's eligibility for an education allowance under paragraph 3.3, 3.4, 3.5, 3.6 or 3.6A of the *Scheme* takes effect before the *income support bonus test day* and the person would have received the education allowance on the *income support bonus test day* if the person had been eligible for the allowance at that time.
- (d) the person has not attained the age of 16 years and the person's eligibility for an education allowance under paragraph 3.4, 3.5, 3.6 or 3.6A of the *Scheme* takes effect before the *income support bonus test day* and the person would have received the education allowance on the *income support bonus test day* if the person had been eligible for the allowance at that time.

Note: paragraphs (c) and (d) cover the situation where an education allowance is backdated.

2. Paragraph 1.2.1 (definitions of “income support bonus” and “income support bonus test day”)

omit

3. Part 3B (Income Support Bonus)

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