

CHILD ALLOWANCE AMENDMENT ACT 2004

Arrangement of provisions

Provision number	Page number
1 Short Title and Commencement	1
2 Section 2 of the principal Act amended	1
3 Section 5 of the principal Act amended	1
4 Section 9 of the principal Act amended	2

AN ACT

to

amend the Child Allowance Act 1995

1 Short Title and Commencement

- (1) This Act may be cited as the Child Allowance Amendment Act 2004 and shall be read together with and deemed part of the Child Allowance Act 1995 (hereinafter referred to as “the principal Act”).
- (2) This Act shall be deemed to have entered into force on 1st July 2004.

2 Section 2 of the principal Act amended

- (1) Section 2 of the principal Act is amended by substituting and inserting the following:

“qualifying child” means a child who meets the criteria under section 5 and includes a stepchild, an adopted child and any child who, if not a member of the applicant’s family is recognised by the Director as a member of the applicant’s family;

“recognised school” means a school that is recognised and approved by the Director for the purposes of this Act;

3 Section 5 of the principal Act amended

- (1) Section 5 of the principal Act is repealed and substituted with the following:

5. Qualifying child

- (1) A qualifying child shall be a child who qualifies on a residence basis as set out in section 7 and who is:
- (a) either a Niuean by descent;
 - (b) a permanent resident of Niue; or
 - (c) a New Zealand citizen.
- (2) A qualifying child may apply for a child allowance who, at the time of application:
- (a) is ordinarily resident in Niue;
 - (b) is not married;

- (c) is financially dependent; and
- (d) is attending a recognised school in Niue.

4 Section 9 of the principal Act amended

Section 9 of the principal Act is amended by repealing subsection (1) and substituting with the following:

- (1) Child Allowance payable in respect of a qualifying child shall, subject to all other sections in this Act, commence on the day the application is approved by the Director and shall continue until the day on which the child leaves a recognised school.

This ACT is administered by the Department of Community Affairs