

[2018] NZSSAA 004

Reference No. SSA 044/17

IN THE MATTER of the Social Security Act 1964

AND

IN THE MATTER of an appeal by **XXXX** of Auckland
against a decision of a Benefits
Review Committee

DECISION

(Lack of Jurisdiction to hear appeal)

Background

- [1] The Authority set out its tentative view of this appeal in directions dated 2 May 2017. That followed a submission from the Chief Executive to the effect the Authority has no jurisdiction to hear the appeal. That arose because there had been a dispute relating to overpayment of a Family Tax Credit, which the Chief Executive resolved in favour of the appellant. The only remaining issue was a claim for compensation for loss of time, stress and consequential financial loss.
- [2] The Chief Executive contended section 10A of the Social Security Act 1964 provides no jurisdiction for this Authority to deal with the remaining matters in issue.
- [3] The Authority invited the appellant to reply to the issue raised by the Chief Executive. She has not done so.

Decision

- [4] I am satisfied there is no valid appeal before the Authority, as the papers filed do not identify any matter within the jurisdiction of the Authority. The Authority has no jurisdiction to hear claims for compensation, so the appeal is a nullity.

Dated at Wellington this 17th day of January 2018

G Pearson
Chairperson