

## **PRESENTER**



### **Theresa Donnelly, Ministry of Social Development, Auckland**

Theresa is a Senior Solicitor with the Ministry of Social Development and is a specialist in Social Security law. She graduated from Auckland University in 1991, was admitted in 1992 and has worked in several private practice litigation areas as well as in-house counsel within the public sector. Theresa was a solicitor for Land Information New Zealand before taking employment as a senior solicitor for the Ministry of Social Policy in 2000 (subsequently MSD). Theresa has presented several Webinars and Seminars for the NZLS CLE.

*The statements and conclusions contained in this paper are those of the author(s) only and not those of the New Zealand Law Society. This booklet has been prepared for the purpose of a Continuing Legal Education course. It is not intended to be a comprehensive statement of the law or practice, and should not be relied upon as such. If advice on the law is required, it should be sought on a formal, professional basis.*

CONTENTS

RESIDENTIAL CARE SUBSIDIES..... 1

INTRODUCTION ..... 1

RESIDENTIAL CARE SUBSIDY - THE EASY STUFF ..... 1

*Asset thresholds*..... 2

*Gifting* ..... 2

RCS - THE HARD STUFF..... 2

*Deprivation* ..... 2

*Notional Income* ..... 3

*Spouses*..... 3

*Case study* ..... 4

RCS - THE NEW STUFF..... 4

*Legislation*..... 4

*Review on property sale* ..... 4

*Residential Care Loans* ..... 5

FREQUENTLY ASKED QUESTIONS: ..... 6

*Resources* ..... 8