

22 February 2021

Anthony Jordan

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Tēnā koe Anthony

**Your Official Information Act request, reference: GOV-008666**

Thank you for your email of 25 January 2021, asking for the following information under the Official Information Act 1982 (the Act):

1. *Please supply PDF or similar where the Law requires the ACC to Compensate for an Injury caused during a Illegal activity/conduct (excluding excess breath alcohol injuries).*
2. *Please provide information that guides the ACC to Compensate Illegal immigrants or death related accidents to spouse of an Illegal immigrant.*

**Cover and entitlements for clients injured while committing a crime**

The ACC Scheme provides support for all people in New Zealand on a 'no-fault' basis for injuries caused by an accident. Although, the Accident Compensation Act 2001 (the AC Act) contains some disentitlement provisions that require ACC not to provide certain entitlements (including financial compensation) to clients under certain circumstances. This includes cases where a person was injured in the course of committing a serious crime.

The disentitlement provisions are sections 118 to 122A of the AC Act, which can be viewed at [this link](#). As this information is publicly available we are refusing this part of your request under section 18(d) of the Act.

**Compensation for injured people from overseas**

The ACC Scheme covers everyone in New Zealand who has suffered a personal injury in New Zealand. This includes visitors to New Zealand, regardless of their immigration or employment status. Noting this, the AC Act guides ACC's decisions on entitlements for all claims. Whether someone is eligible to particular entitlements, such as weekly compensation, will depend on the individual circumstances.

For fatal injury claims, our Accidental Death Support Policy guides decisions on providing entitlements to dependents of the deceased. Please find this attached. We have withheld the name of an ACC staff member from this document to protect their privacy under section 9(2)(a) of the Act. We considered the public interest in this information and are of the view it does not outweigh the interests being protected.

**Questions about this response**

If you have any questions, you can email me at [GovernmentServices@acc.co.nz](mailto:GovernmentServices@acc.co.nz).

If you are not happy with this response, you have the right to make a complaint to the Ombudsman. Information about how to do this is available at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz) or by phoning 0800 802 602.

Nāku iti noa, nā

A handwritten signature in black ink, appearing to read 'Sasha Wood', enclosed in a thin black rectangular border.

Sasha Wood

**Manager Official Information Act Services**  
Government Engagement & Support