

1984 No. 79

SOCIAL SECURITY

**The Supplementary Benefit (Requirements) (Amendment) Regulations
(Northern Ireland) 1984***Made* 12th March 1984*Coming into operation* 1st April 1984

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 2(2) of, and paragraph 2(1) of Schedule 1 to the Supplementary Benefits (Northern Ireland) Order 1977(a) and of all other powers enabling it in that behalf, and with the consent of the Department of Finance and Personnel(b), hereby makes the following regulations which correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and which accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980(c) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Supplementary Benefit (Requirements) (Amendment) Regulations (Northern Ireland) 1984 and shall come into operation on 1st April 1984.

(2) In these regulations “the principal regulations” means the Supplementary Benefit (Requirements) Regulations (Northern Ireland) 1983(d).

Amendment of regulation 19A of the principal regulations

2. In regulation 19A of the principal regulations (housing benefit supplement) in paragraph (2)(b) for “entitlement” there shall be substituted “which was granted or which would have been granted but for regulation 20(1) of the Housing Benefits Regulations.”.

Amendment of regulation 22 of the principal regulations

3.—(1) Regulation 22 of the principal regulations (reduction in amounts applicable for certain occupants of the home) shall be amended in accordance with the following provisions.

(2) In paragraph (4) in sub-paragraph (e)—

- (a) for “18” in each place where it occurs there shall be substituted “21”; and
- (b) after “a person” there shall be inserted “not in receipt of a pension or allowance”.

(a) S.I. 1977/2156 (N.I. 27); see definition of “prescribed” in Article 2(2); provisions of the Supplementary Benefits (Northern Ireland) Order 1977, as amended by Article 7 of, and Part I of Schedule 2 to, the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8)), are set out in Part II of that Schedule

(b) Formerly the Department of Finance: see S.I. 1982/338 (N.I. 6), Article 3. See Also Article 41(1) of the Supplementary Benefits (Northern Ireland) Order 1977, as amended by the Social Security (Northern Ireland) Order 1980

(c) 1980 c. 30

(d) S.R. 1983 No. 61; the relevant amending regulations are S.R. 1983 Nos. 247 and 291

(3) In paragraph (5) there shall be added after sub-paragraph (f) the following sub-paragraph—

“(g) for a non-dependant who is in receipt of a training allowance paid by the Department of Economic Development in connection with a Youth Training Programme established under section 1(1) of the Employment and Training Act (Northern Ireland) 1950(a), or for a group of non-dependants of which the head is a person in receipt of such an allowance.”.

Amendment of regulation 23 of the principal regulations

4. In regulation 23 of the principal regulations (non-householder's contribution)—

(a) in paragraph (2) for “18” there shall be substituted “21”; and

(b) in paragraph (4)(a) for head (iii) there shall be substituted the following head—

“(iii) unless paragraph (3)(b) applies to him, on the day before his eighteenth birthday;”.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 12th March 1984.

(L.S.)

A. N. Burns

Assistant Secretary

The Department of Finance and Personnel for Northern Ireland hereby consents to the foregoing regulations.

Sealed with the Official Seal of the Department of Finance and Personnel for Northern Ireland on 12th March 1984.

(L.S.)

N. R. Cowling

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Supplementary Benefit (Requirements) Regulations (Northern Ireland) 1983 ("the principal regulations") which provide for the determination of requirements for the purposes of supplementary benefit. Under those regulations deductions are, subject to exceptions, made from amounts applicable to a person as housing requirements if certain other persons ("non-dependants") live in his household. Regulation 3(2)(a) provides that the age limit below which no deduction is made for a non-dependant receiving supplementary benefit is raised from 18 to 21. Regulation 3(3) provides that no deduction shall be made for a non-dependant receiving a Youth Training Programme allowance.

Regulation 4(a) raises from 18 to 21 the age limit on or above which an amount may be applicable in the determination of a person's housing requirements in respect of the housing expenses of the household incurred by a person who is not himself a householder.

Other amendments made by these regulations are minor or consequential (regulations 2, 3(2)(b) and 4(b)).