1975 No. 249

FAMILY INCOME SUPPLEMENTS

The Family Income Supplements (General) (Amendment) Regulations (Northern Ireland) 1975

Made . . . . . *2nd September* 1975

Coming into operation . . . *17th November* 1975

The Department(a) of Health and Social Services, in exercise of the powers conferred on it by section 4(2)(*a*) of the Family Income Supplements Act (Northern Ireland) 1971(b), and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, interpretation and commencement

1. These regulations, which may be cited as the Family Income Supplements (General) (Amendment) Regulations (Northern Ireland) 1975, shall be read as one with the Family Income Supplements (General) Regulations (Northern Ireland) 1971(c), (hereinafter referred to as "the principal regulations"), as amended(d), and shall come into operation on 17th November 1975.

Amendment of the principal regulations

2.—(1) In regulation 1(2) of the principal regulations (definitions) for the definition of "attendance allowance" there shall be substituted the following definition:

" 'attendance allowance' means—

(*a*) an attendance allowance under section 35 of the Social Security (Northern Ireland) Act 1975(e);

(*b*) an increase of disablement pension under section 61 or 63 of that Act (increases in respect of the need for constant attendance);

(*c*) a payment under regulations made in exercise of the power in section 150(3)(*b*) of that Act (constant attendance allowance and an increase for exceptionally severe disablement for certain pre-1948 cases);

(*d*) an increase of allowance under Article 8 of the Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit Scheme 1966(f) (constant attendance allowance for certain persons to whom that Scheme applies) or under the corresponding provision of any Scheme which may replace the said Scheme of 1966;

(*e*) an allowance in respect of constant attendance on account of disablement for which a person is in receipt of a war disablement pension, including an allowance in respect of exceptionally severe disablement;".

(a) Formerly Ministry: *see* 1973 c. 36 Sch. 5 para. 8(1)
(b) 1971 c. 8 (N.I.)
(c) S.R. & O. (N.I.) 1971 No. 122 (p. 605)
(d) The relevant amending regulation is S.R. & O. (N.I.) 1972 No. 223 (p. 1211)
(e) 1975 c. 15
(f) S.I. 1966/164 (1966 I, p. 303)

(2) In regulation 2(5) (sums to be deducted in calculating or estimating a person's normal gross income) in sub-paragraph (*e*) for "£2·00" there shall be substituted "£4·00".

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 2nd September 1975.

(L.S.) *C. G. Oakes*
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations further amend the Family Income Supplements (General) Regulations (Northern Ireland) 1971 by substituting for the definition of "attendance allowance", in regulation 1(2), a definition updated to take account of the consolidation effected by the Social Security (Northern Ireland) Act 1975; and by increasing from £2·00 to £4·00 the amount of war disablement pension to be deducted in calculating normal gross income, which higher amount is in line with the higher supplementary benefit disregard provided for in paragraph 5 of Schedule 3 to the Social Security Benefits Act 1975.

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As this Order has been classified as local it is not printed at length in this volume. A summary is given in the List of Statutory Rules of a Local Character under the heading ROADS.