1978 No. 222

SOCIAL SECURITY

The Social Security (Mobility Allowance) (Motability Payment Arrangements) Regulations (Northern Ireland) 1978

Made . . . . . *4th August* 1978

Coming into operation . . . . *31st August* 1978

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 81(4)(*d*) of the Social Security (Northern Ireland) Act 1975(**a**), and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations, which may be cited as the Social Security (Mobility Allowance) (Motability Payment Arrangements) Regulations (Northern Ireland) 1978, shall come into operation on 31st August 1978.

(2) In these regulations, "Motability" means the company, set up under that name as a charity, and incorporated under the Companies Acts 1948 to 1976(**b**), Registered No. 1348959.

(3) The rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(**c**) shall apply for the purposes of the interpretation of this statutory rule as they apply for the purposes of the interpretation of an Act of Parliament.

Payment of mobility allowance on behalf of beneficiary

2. Where, under arrangements made or negotiated by Motability, an agreement has been entered into by or on behalf of a beneficiary in respect of whom mobility allowance is payable for the leasing or hire-purchase of a vehicle, the Department may arrange that any mobility allowance payable to the beneficiary for the period ending with the termination of the lease of, or as the case may be with the purchase of, the vehicle or, if earlier, with the date on which the vehicle is returned to the lessor in accordance with the terms of the agreement, be paid, in whole or in part, on behalf of the beneficiary, in settlement of liability for payments due under the agreement during that period.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 4th August 1978.

(L.S.)

W. J. Sloane
Senior Assistant Secretary

(a) 1975 c. 15
(b) *See* 1976 c. 69, s. 45(2)
(c) 1889 c. 63

EXPLANATORY NOTE

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

These regulations prescribe the circumstances in which mobility allowance payable under section 37A of the Social Security (Northern Ireland) Act 1975, as inserted in that Act by Article 24 of the Social Security Pensions (Northern Ireland) Order 1975, may be paid to someone other than the beneficiary where that beneficiary is provided with a vehicle under arrangements made by the charitable organisation known as Motability.