**1986 No. 275**

**SOCIAL SECURITY**

# The Social Security (Unemployment, Sickness and Invalidity Benefit) (Amendment No. 2) Regulations (Northern Ireland) 1986

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| *Made* . . . . . | *22nd August 1986* |
| *Coming into operation* . . . | *3rd November 1986* |

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 17(2)(*a*) 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 may be cited as the Social Security (Unemployment, Sickness and Invalidity Benefit) (Amendment No. 2) Regulations (Northern Ireland) 1986 and shall come into operation on 3rd November 1986.

(2) In these regulations "the principal regulations" means the Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations (Northern Ireland) 1984(**b**).

*Amendment of the principal regulations*

**2.** In regulation 7 of the principal regulations (days not to be treated as days of unemployment or incapacity for work)—

(*a*) in paragraph (1) after sub-paragraph (*l*) there shall be added the following sub-paragraph—

"(*m*) subject to paragraph (3), in the case of a student a day shall not be treated as a day of unemployment if it is a day on which he is attending his course of education.";

(*b*) after paragraph (2) there shall be added the following paragraph—

"(3) For the purposes of paragraph (1)(*m*)—

(*a*) "student" means a person attending a full-time course of education; and

(*b*) a person shall be treated as attending such a course during the period for which his maintenance grant or award is, or if he were in receipt of such a grant or award would be, payable under Part II of Schedule 7 to the Students Awards Regulations (Northern Ireland) 1985(**c**), and during the Christmas, Easter or any other vacation falling within the period of that course other than the normal summer vacation as recognised in relation to him by the institution at which the student is attending his course.".

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 22nd August 1986.

(L.S.) *A. N. Burns*
Assistant Secretary

(**a**) 1975 c. 15
(**b**) S.R. 1984 No. 245, to which there are amendments not relevant to the subject matter of these regulations
(**c**) S.R. 1985 No. 301

## EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These regulations amend regulation 7 of the Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations (Northern Ireland) 1984. They correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980 (c. 30) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee.

The regulations provide that, in the case of a student attending a course of full-time education, a day falling within a period for which his maintenance grant or award is or would be payable, or during a vacation other than the summer vacation, shall not be treated as a day of unemployment.