

## 1975 No. 284

## RATES

## Rate Rebate (Amendment No. 2) Order (Northern Ireland) 1975

Made . . . . . 8th October 1975  
 Coming into operation . . . . . 17th November 1975  
 To be laid before Parliament under paragraph 3(3) of  
 Schedule 1 to the Northern Ireland Act 1974

The Department of Finance(a) in exercise of the powers conferred on it by Article 28A of the Rates (Northern Ireland) Order 1972(b) (as set out in section 3 of the Financial Provisions Measure (Northern Ireland) 1974(c)) and of all other powers enabling it in that behalf, hereby makes the following Order :

*Citation, commencement and interpretation*

1.—(1) This Order may be cited as the Rate Rebate (Amendment No. 2) Order (Northern Ireland) 1975 and shall come into operation on 17th November 1975.

(2) In this Order “the Rate Rebate Scheme” means the scheme set out in the Schedule to the Rate Rebate Order (Northern Ireland) 1974(d).

*Amendment of needs allowances*

2.—(1) For paragraph 5 of the Rate Rebate Scheme there shall be substituted the following paragraph:

“5.—(1) Subject to sub-paragraph (2), the needs allowance for each week is:

(a) for an individual person who has no dependent children	£21.05
(b) for a married couple	£29.45
(c) for an individual person who has a dependent child or children	£29.45
(d) for each dependent child of a residential occupier or his spouse	£4.60

(2) The needs allowance for each week is:

(a) for an individual person who has no dependent children and who is registered in pursuance of arrangements made under Articles 4(b) and 15 of the Health and Personal Social Services (Northern Ireland) Order 1972(e) (welfare arrangements for handicapped persons)	£22.95
(b) for a married couple, one of whom is so registered	£31.35
(c) for an individual person who is so registered and who has a dependent child or children	£31.35
(d) for a married couple, both of whom are so registered	£32.45”.

(a) Formerly Ministry: see 1973 c. 36 Section 40 and Sch. 5 paragraph 8(1)

(b) S.I. 1972 No. 1633 (N.I. 16)

(c) 1974 c. 2 (N.I.)

(d) S.R. 1974 No. 65 as amended by S.R. 1974 No. 200 and S.R. 1975 No. 42

(e) S.I. 1972 No. 1265 (N.I. 14)

(2) Article 2 of the Rate Rebate (Amendment) Order (Northern Ireland) 1975(f) (which substituted the said paragraph 5) is hereby revoked.

*Income of residential occupier*

3.—(1) For head (b) of paragraph 6(2) of the Rate Rebate Scheme there shall be substituted the following head:

“(b) in the case of a married couple, £5.00 of the earnings of a woman who is either the residential occupier or the residential occupier’s wife;”.

(2) For head (g) of paragraph 6(2) of the Rate Rebate Scheme there shall be substituted the following head:

“(g) £4.00 of any of the following, namely—

- (i) a war disablement pension;
- (ii) industrial disablement benefit;
- (iii) an old cases allowance;
- (iv) any payment which the Department accepts as being analogous to a payment mentioned in heads (g)(i) or (g)(ii);”.

(3) For head (h) of paragraph 6(2) of the Rate Rebate Scheme there shall be substituted the following head:

“(h) £4.00 of so much of—

- (i) a widow’s pension under Chapter IV of Part II of the Social Security (Northern Ireland) Act 1975(g);
- (ii) a special widow’s pension (not including any allowances in respect of children);
- (iii) any payment which the Department accepts as being analogous to a payment mentioned in heads (h)(i) or (h)(ii);  
as exceeds the rate specified in Part I of Schedule 4 to the Social Security (Northern Ireland) Act 1975 for a widow’s pension under Chapter I of Part IV of that Act;”.

(4) For head (i) of paragraph 6(2) of the Rate Rebate Scheme there shall be substituted the following head:

“(i) £4.00 of any charitable payment or of any voluntary payment other than a payment made by a person who is not a non-dependent for the maintenance of his spouse (including a spouse with whom he is not living) or his former spouse or his children.”.

(5) For sub-paragraph (3) of paragraph 6 of the Rate Rebate Scheme there shall be substituted the following sub-paragraph:

“(3) The total disregard under sub-paragraphs (2)(g) to (2)(i) shall in no case exceed £4.00, and where a number of voluntary or charitable payments (other than payments for maintenance such as are mentioned in sub-paragraph (2)(i)) are received, they shall be treated as if they were one payment for the purposes of that provision.”.

(6) In sub-paragraph (5) of paragraph 6 of the Rate Rebate Scheme—

- (a) for the reference to the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(h) there shall be substituted a reference to Chapter IV of Part II of the Social Security (Northern Ireland) Act 1975;

- (b) for the reference to the Workmen's Compensation (Supplementation) Act (Northern Ireland) 1966(i) there shall be substituted a reference to the Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975(j);
- (c) in the definition of "old cases allowance" for the words "a scheme" there shall be substituted the word "regulations".

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 8th October 1975.

(L.S.)

*Jim Malley*  
Assistant Secretary

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#### EXPLANATORY NOTE

*(This note is not part of the Order but is intended to indicate its general purport.)*

This Order revises, with effect from 17th November 1975, the scale of needs allowances to be applied in assessing applications for rate rebates and increases in certain respects the disregards of income applicable to the scheme.