

1977 No. 85

## SOCIAL SECURITY

**The Child Benefit (General) (Amendment) Regulations  
(Northern Ireland) 1977**

*Made* . . . . . 28th March 1977

*Coming into operation* . . . . . 3rd October 1977

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 4(2) and 6(1) of the Child Benefit (Northern Ireland) Order 1975(a), 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 Child Benefit (General) (Amendment) Regulations (Northern Ireland) 1977 shall be read as one with the Child Benefit (General) Regulations (Northern Ireland) 1976(b) (herein-after referred to as "the principal regulations"), and shall come into operation on 3rd October 1977.

*Amendment of the principal regulations*

2.—(1) In regulation 1(2) of the principal regulations (interpretation) after the definition of "the Taxes Act" there shall be inserted the following definition:

"'advanced education' means full-time education for the purposes of—

- (a) a course in preparation for a Degree, a Diploma of Higher Education, a Higher National Diploma or a teaching qualification; or
- (b) any other course which is certified by the Department as being a course of a standard above Ordinary National Diploma, General Certificate of Education (advanced level);"

(2) In regulation 6 of the principal regulations (interruption of full-time education)—

(a) there shall be inserted at the beginning "Subject to paragraph (2)," and after "receiving full-time education" there shall be inserted "not being advanced education";

(b) the said regulation shall be renumbered 6(1); and

(c) the following paragraph shall be added at the end:

"(2) Where it is established that a person—

(a) has ceased to receive full-time education which is not advanced education after the end of May but before the end of August in any year; and

(b) is likely to commence or has commenced full-time education which is advanced education before the end of October in that year,

(a) S.I. 1975/1504 (N.I. 16)

(b) S.R. 1976 No. 226 as amended by S.R. 1976 No. 329

no account shall be taken of any interruption of that person's full-time education which is accepted as being reasonable in the particular circumstances of the case and which occurs before the end of August in that year."

(3) After regulation 6A of the principal regulations there shall be inserted the following regulation:

*"Exclusion from benefit of children aged sixteen but under the age of nineteen who are receiving advanced education"*

**6B.** Benefit shall not be payable in respect of a child by virtue of Article 4(1)(b) of the Order (person to be treated as a child for any week in which he is aged sixteen but under the age of nineteen and receiving full-time education) if that child is receiving advanced education."

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 28th March 1977.

(L.S.)

*C. G. Oakes*  
Senior Assistant Secretary

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#### EXPLANATORY NOTE

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

These regulations further amend the Child Benefit (General) Regulations (Northern Ireland) 1976. They insert into those regulations a definition of "advanced education" and a new regulation 6B which provides that child benefit is not payable in respect of a child aged sixteen but under the age of nineteen who is receiving advanced education. They also make consequential amendments to regulation 6 of those regulations which relates to interruption of full-time education.