

1982 No. 114

SOCIAL SECURITY

**The Child Benefit (General) (Amendment) Regulations
(Northern Ireland) 1982**

Made 14th April 1982

Coming into operation 31st May 1982

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 4(3) and 6(1) of, and paragraph 2(2) of Schedule 1 to, the Child Benefit (Northern Ireland) Order 1975(a) and of all other powers enabling it in that behalf, hereby makes the following regulations which correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and which accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980(b) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Child Benefit (General) (Amendment) Regulations (Northern Ireland) 1982 and shall come into operation on 31st May 1982.

(2) In these regulations “the principal regulations” means the Child Benefit (General) Regulations (Northern Ireland) 1979(c).

Amendment of regulation 7 of the principal regulations

2. In regulation 7 of the principal regulations (persons treated as children for specified periods after ceasing to receive full-time education)—

(a) at the beginning of paragraph (1) there shall be inserted “Subject to paragraph (3),”;

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

“(3) Benefit shall not be payable to any person entitled to benefit in respect of a child by virtue of this regulation for any week in which that child is engaged full-time in gainful employment.”.

Amendment of regulation 9 of the principal regulations

3. In regulation 9 of the principal regulations (benefit not payable for children receiving financial support under the Disabled Persons (Employment) Act (Northern Ireland) 1945, the Employment and Training Act (Northern Ireland) 1950 or the Industrial Training Act (Northern Ireland) 1964) the words from “unless” to the end are hereby revoked.

(a) S.I. 1975/1504 (N.I. 16); Article 4(3) was amended by Article 5(5) of the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8))

(b) 1980 c. 30

(c) S.R. 1979 No. 5; the relevant amending regulation is S.R. 1980 No. 261

Amendment of regulation 10 of the principal regulations

4. In paragraph (1) of regulation 10 of the principal regulations (circumstances in which a child is or is not to be treated as receiving education by virtue of his employment or any office held by him) the words from "or" at the end of sub-paragraph (a), to the end of the said paragraph, are hereby revoked.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 14th April 1982.

(L.S.)

I. M. S. Jordan (Miss)

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Child Benefit (General) Regulations (Northern Ireland) 1979 ("the principal regulations").

Title to child benefit in respect of a person that would, apart from regulations, cease on or after his leaving school, is continued by regulation 7 of the principal regulations for a short period. These regulations render child benefit not payable for any week in that period during which the school leaver

- is engaged full-time in gainful employment (regulation 2), or
- is receiving financial support, during training, under section 4 of the Disabled Persons (Employment) Act (Northern Ireland) 1945, section 3 of the Employment and Training Act (Northern Ireland) 1950 or section 2 of the Industrial Training Act (Northern Ireland) 1964 (regulation 3), or
- is receiving education by virtue of his employment or office (regulation 4).