

## 1982 No. 332

## RATES

**Rate Rebate (Amendment) Order (Northern Ireland) 1982**

*Made* . . . . . 18th October 1982

*Coming into operation* . . . . . 22nd November 1982

*To be laid before Parliament under paragraph 3(3) of Schedule 1 to the Northern Ireland Act 1974*

The Department of the Environment, in exercise of the powers conferred by Article 28 of the Rates (Northern Ireland) Order 1977(a) and now vested in it(b) and of every other power 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) Order (Northern Ireland) 1982 and shall come into operation on 22nd November 1982.

(2) In this Order “the Rate Rebate Scheme” means the scheme set out in the Schedule to the Rate Rebate Order (Northern Ireland) 1981(c).

*Needs allowances*

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

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

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|--|-------------|
| (a) for an individual person who has no dependent children   | ... £41·40  |
| (b) for a married couple   | ... £61·00  |
| (c) for an individual person who has a dependent child or children   | ... £61·00  |
| (d) for each dependent child of a residential occupier or his spouse   | ... £11·40  |
| (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(d) (welfare arrangements for handicapped persons) | ... £46·15  |
| (b) for a married couple, one of whom is so registered   | ... £65·75  |
| (c) for an individual person who is so registered and who has a dependent child or children  | ... £65·75  |
| (d) for a married couple, both of whom are so registered   | ... £68·00” |

(2) Article 2 of the Rate Rebate (Amendment) Order (Northern Ireland) 1981(e) (which substituted the said paragraph 5) is hereby revoked.

(a) S.I. 1977/2157 (N.I. 28)

(b) S.I. 1982/338 (N.I. 6) Art. 5(b) and Sch. 1 Part II

(c) S.R. 1981 No. 42

(d) S.I. 1972/1265 (N.I. 14)

(e) S.R. 1981 No. 327

*Income of residential occupier*

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

“(b) the first £18·00 of the earnings of an applicant and in the case of a married couple the first £18·00 of the earnings of the applicant and the first £5·00 of the earnings of the applicant’s spouse;”.

(2) Article 3 of the Rate Rebate (Amendment) Order (Northern Ireland) 1981 (which substituted the said paragraph 6(2)(b)) is hereby revoked.

*Deductions for non-dependants*

4.—(1) For paragraph 10 of the Rate Rebate Scheme there shall be substituted:—

“(1) The deductions from a rebate in respect of non-dependants are for each week:—

- |   |           |
|---|-----------|
| (a) for each person aged 18 years or more, but under 21 years and neither undergoing full-time instruction at an educational establishment nor in receipt of supplementary benefit        | ... £1·25 |
| (b) for each person aged 21 years or more, but under pensionable age and neither undergoing full-time instruction at an educational establishment nor in receipt of supplementary benefit | ... £1·60 |
| (c) for each person in receipt of supplementary benefit   | ... £0·75 |
| (d) for each person of pensionable age not in receipt of supplementary benefit  | ... £0·75 |

(2) For the purposes of this paragraph a married couple shall be treated as one person and if deductions of different amounts would but for this sub-paragraph, fall to be made in respect of each one of that couple the deduction to be made shall be the lesser of those amounts; and if a deduction would fall to be made in respect of one of that couple, but not the other, then that deduction shall be made.”.

(2) Article 4 of the Rate Rebate (Amendment) Order (Northern Ireland) 1981 (which substituted sub-paragraph (1) of the said paragraph 10) is hereby revoked.

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 18th October 1982.

(L.S.)

*N. Hamilton*

Assistant Secretary

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EXPLANATORY NOTE

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

This Order increases, with effect from 22nd November 1982, the scale of needs allowances to be applied in assessing applications for rate rebates and increases the deductions for non-dependant persons in the household.

It increases to £18·00 the amount of earned income of the applicant which is disregarded in calculating his income, and also provides that only one non-dependant deduction shall be made for married couples who are both non-dependants.