

1983 No. 4

SOCIAL SECURITY

The Child Benefit (General) (Amendment) Regulations
(Northern Ireland) 1983

Made 11th January 1983

Coming into operation 7th February 1983

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 4(2) and 6(1) of, and paragraph 1 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) 1983 and shall come into operation on 7th February 1983.

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

Extension of the definition of “advanced education” in the principal regulations

2. In regulation 1(2) of the principal regulations (interpretation) in the definition of “advanced education” for sub-paragraphs (a) and (b) there shall be substituted the following sub-paragraphs—

- “(a) a course in preparation for a degree, a diploma of higher education, a higher national diploma, a higher diploma of the Technician Education Council, a higher national diploma of the Business Education Council 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, a diploma of the Technician Education Council, a national diploma of the Business Education Council or a general certificate of education (advanced level);”.

Amendment of regulation 18 of the principal regulations

3. In paragraph (6)(b) of regulation 18 of the principal regulations (children in detention, care, etc.) head (iii) shall be renumbered head (iv) and for heads (i) and (ii) there shall be substituted the following heads—

- “(i) that week is one in which falls the first day in a period of seven consecutive days in which the child lives with that person for at least a part of the first day and throughout the following six days; or

(a) S.I. 1975/1504 (N.I. 16); sub-paragraph (2) was added to paragraph 1 of Schedule 1 by Article 5(6) 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 to which there are amendments not relevant to the subject matter of these regulations

- (ii) that week is one in which falls the first day in a period of seven consecutive days throughout which the child lives with that person, being a period of seven consecutive days which immediately follows either a similar period of seven consecutive days or the period of seven consecutive days referred to in head (i); or
- (iii) that week is one in which falls the day, or the first day in a period of less than seven consecutive days, throughout which the child lives with that person, being a day or days which immediately follow the period of seven consecutive days referred to in head (i) or a period of seven consecutive days referred to in head (ii); or''.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 11th January 1983.

(L.S.)

A. N. Burns

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

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

Regulation 2 amends the definition of "advanced education" in regulation 1(2) of the principal regulations.

Regulation 3 amends regulation 18(6) of the principal regulations so as to provide that a person shall be entitled to child benefit for any week in respect of a child who is in detention, care, etc., if the child lives with that person for a period of at least seven consecutive days.