

1990 No. 313

HEALTH AND PERSONAL SOCIAL SERVICES**Travelling Expenses and Remission of Charges
(Amendment) Regulations (Northern Ireland) 1990**

Made 22nd August 1990

Coming into operation 1st September 1990

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 45, 98, 106 and 107(6) of, and paragraph 1(b) of Schedule 15 to, the Health and Personal Social Services (Northern Ireland) Order 1972(a) and with the approval of the Department of Finance and Personnel(b) in so far as they relate to the remission of charges, and in conjunction with the Department of Finance and Personnel in so far as they relate to travelling expenses, and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Travelling Expenses and Remission of Charges (Amendment) Regulations (Northern Ireland) 1990 and shall come into operation on 1st September 1990 immediately after the Income-Related Benefits (Amendment) Regulations (Northern Ireland) 1990(c).

(2) In these regulations “the principal regulations” means the Travelling Expenses and Remission of Charges Regulations (Northern Ireland) 1989(d).

Amendment of the principal regulations

2.—(1) The principal regulations shall be amended in accordance with the following paragraphs.

(2) In regulation 2 (interpretation), after the definition of “Order” there shall be inserted the following definition—

“ “partner” means where a claimant—

(a) is a member of a married or an unmarried couple, the other member of that couple;

(b) is married polygamously to two or more members of his household, any such member;”.

(a) S.I. 1972/1265 (N.I. 14) as amended by S.I. 1988/594 (N.I. 2)
(b) Formerly Department of Finance: see S.I. 1982/338 (N.I. 6) Art. 3
(c) S.R. 1990 No. 305
(d) S.R. 1989 No. 348

(3) In Table A in Part I of Schedule 1 (calculation of resources) after the entry “regulations 54 to 60” there shall be inserted the following—

“regulation 66A(a)

As if in paragraph (2) for “and from the weekly amount” there were substituted “and, in the case of a person to whom paragraph (2A), (2B) or (2C) applies, from the weekly amount”.

As if after paragraph (2) there were inserted the following paragraphs—

“(2A) This paragraph applies to a student whose applicable amount includes any premium specified in Parts II and III of Schedule 2.

(2B) This paragraph applies where the claimant is a student to whom paragraph 7B of Schedule 1(b) applies.

(2C) This paragraph applies where the student is a partner of a claimant and the claimant is not also a student.”.

As if in paragraph (3) for the reference “(1) and (2)” there were substituted the reference “(1) to (2C)”.

Sealed with the Official Seal of the Department of Health and Social Services on 22nd August 1990.

(L.S.)

J. Scott

Assistant Secretary

Sealed with the Official Seal of the Department of Finance and Personnel in so far as the foregoing Regulations relate to Travelling Expenses on 22nd August 1990.

(L.S.)

R. Miller

Assistant Secretary

The Department of Finance and Personnel hereby approves the foregoing Regulations in so far as they relate to the Remission of Charges.

Sealed with the Official Seal of the Department of Finance and Personnel on 22nd August 1990.

(L.S.)

R. Miller

Assistant Secretary

(a) Regulation 66A was inserted by the Social Security Benefits (Student Loans and Miscellaneous Amendments) Regulations (Northern Ireland) 1990 (S.R. 1990 No. 297)

(b) Paragraph 7B was inserted by S.R. 1990 No. 305

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Travelling Expenses and Remission of Charges Regulations (Northern Ireland) 1989. They modify the provisions of the Income Support (General) Regulations (Northern Ireland) 1987 which have effect for the purposes of calculating a person's resources and requirements by confining the £10·00 disregard, in the calculation of income from student loans, to cases where—

- (a) a student is eligible for a premium;
- (b) in certain circumstances, a student suffers from deafness; or
- (c) a claimant, who is not a student, has a partner who is a student.