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STATUTORY RULES OF NORTHERN IRELAND

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**2004 No. 119 (C. 3)**

**HEALTH AND PERSONAL SOCIAL SERVICES**

**The Carers and Direct Payments (2002 Act)  
(Commencement No. 2) Order (Northern Ireland) 2004**

*Made - - - - 16th March 2004*

The Department of Health, Social Services and Public Safety<sup>(1)</sup> in exercise of the powers conferred on it by section 11(1) of the Carers and Direct Payments Act (Northern Ireland) 2002<sup>(2)</sup>, and of all other powers enabling it in that behalf, hereby makes the following Order:

**Citation and interpretation**

1.—(1) This Order may be cited as the Carers and Direct Payments (2002 Act) (Commencement No. 2) Order (Northern Ireland) 2004.

(2) In this Order –

“the Act” means the Carers and Direct Payments Act (Northern Ireland) 2002.

**Appointed days**

2.—(1) Subject to paragraph (2) 19th April 2004 is the day appointed for the coming into operation of the following provisions of the Act:

- (a) Section 8 (Direct payments);
- (b) Section 9 (Direct payments in respect of children);
- (c) The Schedule

(2) 16th March 2004 is the appointed day for the purposes only of making regulations under sections 8 and 9 of the Act.

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(1) See S.I.1999/283 (N.I. 1) – Article 3(6)  
(2) 2002 c. 6 (N.I.)

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on 16th March 2004.

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*Leslie Frew*  
Senior Officer of the  
Department of Health, Social Services and  
Public Safety

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## EXPLANATORY NOTE

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

This Order provides for the coming into operation on 19th April 2004 of sections 8 and 9 and the Schedule to the Carers and Direct Payments Act (Northern Ireland) 2002. Sections 8 and 9 make provision for the making of direct payments by HSS Trusts in lieu of services whereas the Schedule repeals previous legislation on direct payments.

The Order also designates 16th March 2004 as the appointed day for the purposes of making regulations under sections 8 and 9 of the Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the 2002 Act have been brought into operation by the Carers and Direct Payments (2002 Act) (Commencement No. 1) Order (Northern Ireland) 2003 ([S.R. 2003 No. 201 \(C. 41\)](#)):

<i>Provision</i>	<i>Date of Commencement</i>
Section 1	31st March 2003
Section 2	31st March 2003
Section 4	31st March 2003
Section 5	31st March 2003
Section 7	31st March 2003
Section 10	31st March 2003