
 STATUTORY INSTRUMENTS

1984 No. 337

SOCIAL SECURITY

The Child Benefit (General) Amendment Regulations 1984

<i>Made - - - -</i>	<i>7th March 1984</i>
<i>Laid before Parliament</i>	<i>16th March 1984</i>
<i>Coming into Operation</i>	<i>6th April 1984</i>

The Secretary of State for Social Services, in exercise of the powers conferred upon him by section 24(1) of, and paragraphs 1 and 4 of Schedule 1 to, the Child Benefit Act 1975(a), and of all other powers enabling him in that behalf, after reference to the Social Security Advisory Committee(b), hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Child Benefit (General) Amendment Regulations 1984, and shall come into operation on 6th April 1984.

Amendment of the Child Benefit (General) Regulations

2.—(1) The Child Benefit (General) Regulations 1976(c) shall be amended in accordance with the following provisions of this regulation.

(2) At the end of regulation 9 (persons exempt from tax) there shall be added the following paragraph:—

“(4) Paragraph (1) shall not affect the entitlement to benefit of any person who was so entitled under paragraphs (2) and (3) before their revocation.”.

(3) Paragraphs (2) and (3) of regulation 9 are hereby revoked.

(4) In regulation 16(5)(a) (children in care) for the words “section 61(1) of the Children Act 1975” there shall be substituted the words “section 65(1) of the Child Care Act 1980”.

Signed by authority of the Secretary of State for Social Services.

Rhodes Boyson,
Minister of State,
Department of Health and Social Security.

7th March 1984.

(a) 1975 c. 61.

(b) See sections 9 and 10 of the Social Security Act 1980 (c. 30).

(c) S.I. 1976/965; the relevant amending instrument is S.I. 1983/3.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Child Benefit (General) Regulations 1976 (“the principal Regulations”).

Regulation 2(2) adds a new paragraph (4) to regulation 9 of the principal Regulations (persons exempt from tax); it provides that a person entitled to child benefit by virtue of the former paragraphs (2) and (3) shall continue to be so entitled notwithstanding that he or his spouse receive income exempted from United Kingdom income tax.

Regulation 2(3) revokes paragraphs (2) and (3) of regulation 9 (which provide that a person who receives income exempted from United Kingdom tax is not disentitled to child benefit for any week in a tax year where in the preceding tax year his tax-exempt income was less than his total income liable to UK income tax).

Regulation 2(4) makes an amendment to regulation 16(5)(a) of the principal Regulations (children in care) consequential upon the coming into force of the Child Care Act 1980 (c. 5).

The report of the Social Security Advisory Committee dated 31st January 1984 on a draft of these Regulations, together with a statement by the Secretary of State in response to the Committee’s recommendation, which relates to administration rather than the text of these regulations, is contained in Command Paper (Cmnd. 9194) published by Her Majesty’s Stationery Office.

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