
STATUTORY INSTRUMENTS

1975 No. 1504 (N.I. 16)

NORTHERN IRELAND

The Child Benefit (Northern Ireland) Order 1975

Made - - - - 17th September 1975

Laid before Parliament 26th September 1975

Coming into operation in accordance with Article 1(2) and (3)

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At the Court at Balmoral, the 17th day of September 1975

Present,

The Queen's Most Excellent Majesty in Council

Whereas it has been made to appear to Her Majesty that by reason of urgency this Order requires to be made without a draft having been approved by a resolution of each House of Parliament:

Now, therefore, Her Majesty, in exercise of the powers conferred by paragraph 1 of Schedule 1 to the Northern Ireland Act 1974(a) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

PART I
INTRODUCTORY

Title and commencement

1.—(1) This Order may be cited as the Child Benefit (Northern Ireland) Order 1975.

(2) Subject to paragraph (3) and to any provision of this Order which operates by reference to the appointed day or a day specified by order, this Order shall come into operation on the fourteenth day after the day on which it is made.

(3) The amendments made by Article 23(1) and Schedule 4 and the repeals made by Article 23(2) and Schedule 5, Part I, shall come into operation on such day or days in the week beginning with the appointed day as the Department may by order specify.

(a) 1974 c. 28.

General interpretation

2.—(1) The Interpretation Act (Northern Ireland) 1954(a) shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

(2) In this Order—

“ the appointed day ” means such day (being a Monday) as the Department may by order appoint;

“ the Department ” means the Department of Health and Social Services;

“ the Family Allowances Act ” means the Family Allowances Act (Northern Ireland) 1966(b);

“ insurance officer ” means an insurance officer appointed under section 97 of the Social Security Act;

“ local tribunal ” means a tribunal appointed under section 97 of that Act;

“ National Insurance Commissioner ” means the Chief National Insurance Commissioner or any other National Insurance Commissioner for Northern Ireland;

“ prescribed ” means prescribed by regulations under this Order;

“ recognised educational establishment ” means an establishment recognised by the Department as being, or as comparable to, a university, college or school, and regulations may prescribe the circumstances in which a person is or is not to be treated for the purposes of this Order as receiving full-time education by attendance at such an establishment;

“ the Social Security Act ” means the Social Security (Northern Ireland) Act 1975(c);

“ voluntary organisation ” means any association carrying on or proposing to carry on any activities otherwise than for the purpose of gain by the association or by individual members thereof;

“ week ” means a period of seven days beginning with a Monday.

(3) Subject to any provision made by regulations, references in this Order to any condition being satisfied or any facts existing in a week shall be construed as references to the condition being satisfied or the facts existing at the beginning of that week.

(4) References in this Order to a parent, father or mother of a child shall be construed—

(a) as including references to the natural parent, father or mother of an illegitimate child;

(b) as including references to a step-parent, step-father or step-mother;

(c) as if a child that has been adopted in pursuance of an adoption order made in the United Kingdom, any of the Channel Islands or the Isle of Man, or by a foreign adoption within the meaning of section 4 of the Adoption (Hague Convention) Act (Northern Ireland) 1969(d), were the child of the adopter and not of any person who (not being the adopter) was its parent at the time of the adoption.

(5) Regulations may prescribe the circumstances in which persons are or are not to be treated for the purposes of this Order as residing together.

(6) Nothing in this Order shall be construed as conferring a right to child benefit on any body corporate; but regulations may confer such a right on voluntary organisations and for that purpose may make such modifications of any provision of this Order as the Department thinks fit.

(a) 1954 c. 33 (N.I.).

(b) 1966 c. 8 (N.I.).

(c) 1975 c. 15.

(d) 1969 c. 22 (N.I.).

PART II

CHILD BENEFIT

Entitlement and amount

Child benefit

3.—(1) Subject to the provisions of this Part, a person who is responsible for one or more children in any week beginning on or after the appointed day shall be entitled to a benefit (to be known as “child benefit”) for that week in respect of the child or each of the children for whom he is responsible.

(2) Child benefit shall be paid by the Department.

(3) No allowances shall be payable under the Family Allowances Act for any period beginning on or after the appointed day.

Meaning of “child”

4.—(1) For the purposes of this Part a person shall be treated as a child for any week in which—

- (a) he is under the age of sixteen; or
- (b) he is under the age of nineteen and receiving full-time education by attendance at a recognised educational establishment.

(2) In determining for the purposes of sub-paragraph (b) of paragraph (1) whether a person is receiving full-time education as mentioned in that sub-paragraph, no account shall be taken of such interruptions as may be prescribed.

(3) Regulations may provide that a person who in any week ceases to fall within paragraph (1) shall be treated as continuing to do so for a prescribed period ending not more than thirteen weeks after the end of that week; but no person shall by virtue of any such regulations be treated as continuing to fall within that paragraph for any week after that in which he attains the age of nineteen.

Meaning of “person responsible for child”

5.—(1) For the purposes of this Part a person shall be treated as responsible for a child in any week if—

- (a) he has the child living with him in that week; or
- (b) he is contributing to the cost of providing for the child at a weekly rate which is not less than the weekly rate of child benefit payable in respect of the child for that week.

(2) Where a person has had a child living with him at some time before a particular week he shall be treated for the purposes of this Article as having the child living with him in that week notwithstanding their absence from one another unless, in the sixteen weeks preceding that week, they were absent from one another for more than fifty-six days not counting any day which is to be disregarded under paragraph (3).

(3) Subject to paragraph (4), a day of absence shall be disregarded for the purposes of paragraph (2) if it is due solely to the child’s—

- (a) receiving full-time education by attendance at a recognised educational establishment;
- (b) undergoing medical or other treatment as an in-patient in a hospital or similar institution; or

(c) being, in such circumstances as may be prescribed, in residential accommodation pursuant to arrangements made under Article 7 of the Health and Personal Social Services (Northern Ireland) Order 1972(a).

(4) The number of days that may be disregarded by virtue of paragraph (3)(b) or (c) in the case of any child shall not exceed such number as may be prescribed unless the person claiming to be responsible for the child regularly incurs expenditure in respect of the child.

(5) Regulations may prescribe the circumstances in which a person is or is not to be treated—

(a) as contributing to the cost of providing for a child as required by paragraph (1)(b); or

(b) as regularly incurring expenditure in respect of a child as required by paragraph (4);

and such regulations may in particular make provision whereby a contribution made or expenditure incurred by two or more persons is to be treated as made or incurred by one of them or whereby a contribution made or expenditure incurred by one of two spouses residing together is to be treated as made or incurred by the other.

Exclusions and priority

6.—(1) Regulations may provide that child benefit shall not be payable by virtue of Article 4(1)(b) in such cases as may be prescribed; and Schedule 1 shall have effect for excluding entitlement to child benefit in other cases.

(2) Where, apart from this paragraph, two or more persons would be entitled to child benefit in respect of the same child for the same week, one of them only shall be entitled; and the question which of them is entitled shall be determined in accordance with Schedule 2.

Rate of child benefit

7.—(1) Child benefit shall be payable at such weekly rate as may be prescribed.

(2) Different rates may be prescribed in relation to different cases, whether by reference to the age of the child in respect of whom the benefit is payable or otherwise.

(3) The power to prescribe different rates under paragraph (2) shall be exercised so as to bring different rates into force on such day as the Department may by order specify.

(4) No rate prescribed in place of a rate previously in force shall be lower than the rate that it replaces.

(5) The transitional provisions contained in Schedule 3 shall have effect where there is an increase in the rate or any of the rates for the time being in force under this Article.

Administration and enforcement

Claims and payment

8.—(1) Subject to the provisions of this Order, no person shall be entitled to child benefit unless he claims it in the prescribed manner.

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

(2) Unless regulations otherwise provide, no person shall be entitled to child benefit for any week more than fifty-two weeks before that in which it is claimed.

(3) Except where regulations otherwise provide, no person shall be entitled to child benefit for any week on a claim made by him after that week if child benefit in respect of the same child has already been paid for that week to another person, whether or not that other person was entitled to it.

(4) Regulations may make provision—

- (a) for permitting a claim to child benefit to be made, or treated as if made, for a period beginning after the date on which the claim is made;
- (b) for permitting an award on any such claim to be made for a period beginning after the date on which the claim is made subject to the condition that the claimant satisfies the requirements for entitlement when benefit becomes payable under the award;
- (c) for the review of any such award if those requirements are found not to have been satisfied;
- (d) for enabling one person to act for another in relation to a claim to child benefit and for enabling such a claim to be made and proceeded with in the name of a person who has died;
- (e) for a claim to child benefit to be treated as a claim to benefits under any other enactment and for a claim to any such benefits to be treated as a claim to child benefit.

(5) Regulations may also make provision—

- (a) as to the time when and the manner in which child benefit is to be paid;
- (b) as to the information and evidence to be furnished by persons claiming or entitled to child benefit or to whom child benefit is being or may be paid;
- (c) for child benefit to which one person is entitled to be paid to another person on his behalf;
- (d) for the payment or distribution of child benefit to or among persons claiming to be entitled on the death of any person and for dispensing with strict proof of their title;
- (e) for extinguishing the right to child benefit if it is not obtained within a prescribed period, not being less than twelve months from the date on which the right is to be treated under the regulations as having arisen.

Determination of questions

9.—(1) Subject to paragraph (2), any question as to the right to child benefit shall be determined by an insurance officer, a local tribunal or a National Insurance Commissioner in accordance with regulations made for the purposes of this Article; and any such regulations may in particular—

- (a) contain provisions corresponding to, or apply with or without modifications, any of the provisions for the time being applying to the determination of questions as to the right to any benefit under the Social Security Act;
- (b) make provision for purposes corresponding to those for which provision may be made by regulations under section 115 of that Act.

(2) Paragraph (1) does not apply to any question which under Schedule 2 or regulations made under this Order falls to be determined by the Department in its discretion.

(3) Any decision of the Department on any such question as is mentioned in paragraph (2) may be given so as to have effect with respect to a period before the date of the decision; and the Department may at any time and from time to time reconsider the exercise of its discretion with respect to any such question and decide it again with such other effect as may seem to the Department to be proper in the circumstances of the case.

Suspension, and effect of adjudication on payment and recovery

10.—(1) The provisions of section 82(3) of the Social Security Act (suspension of payment of benefit) and section 119 of that Act (effect of adjudication on payment and recovery) shall apply—

- (a) in relation to child benefit as they apply in relation to benefit under that Act; and
 - (b) in relation to a person entitled to child benefit as they apply in relation to a beneficiary under that Act,
- with the necessary modifications (in particular in relation to payments of child benefit not made to the person entitled but made to some other person on his behalf).

(2) Where, in the case of any person, any sum may by virtue of any provision made for the purposes of this Part by regulations under subsection (4) of the said section 119 be recovered by deduction from any payment under this Order, it may instead be recovered from him in whole or in part by deduction from benefit under the Social Security Act, the Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975(a) or the Social Security Pensions (Northern Ireland) Order 1975(b).

Treatment of certain marriages

11. Regulations may make provision as to the circumstances in which—

- (a) a marriage celebrated under a law which permits polygamy; or
- (b) a marriage during the subsistence of which a party to it is at any time married to more than one person;

is to be treated for the purposes of this Part as having, or not having, the consequences of a marriage celebrated under a law which does not permit polygamy.

Disclosure of information by Inland Revenue

12.—(1) No obligation as to secrecy imposed by statute or otherwise on persons employed in relation to inland revenue shall prevent information obtained in connection with the assessment or collection of income tax from being disclosed to the Department, or to an officer authorised to receive such information, in connection with the operation of this Part.

(2) Paragraph (1) extends only to disclosure by or under the authority of the Commissioners of Inland Revenue; and information which is subject to disclosure to any person by virtue of that paragraph shall not be further disclosed to any person except where the disclosure is made—

- (a) to a person to whom disclosure could by virtue of that paragraph have been made by or under the authority of the Commissioners of Inland Revenue; or
- (b) for the purposes of proceedings (civil or criminal) in connection with the operation of this Part; or
- (c) for any purposes of Article 9.

(a) 1975 c. 17.

(b) S.I. 1975/1503 (N.I. 15).

Offences and prosecutions

13.—(1) If any person for the purpose of obtaining child benefit, whether for himself or some other person, or for any other purpose connected with this Part—

- (a) knowingly makes any false statement or false representation; or
- (b) produces or furnishes, or causes or knowingly allows to be produced or furnished, any document or information which he knows to be false in a material particular,

he shall be guilty of an offence and liable on summary conviction to a fine not exceeding £400, or to imprisonment for a term not exceeding three months, or to both.

(2) Any regulations made for the purposes of this Part may provide that any person who contravenes any requirement of the regulations shall be guilty of an offence under this Part and liable on summary conviction to a fine not exceeding £50.

(3) Proceedings for an offence under this Part shall not be instituted except by or with the consent of the Department or by an officer authorised for that purpose by special or general directions of the Department.

(4) Any officer so authorised may, although not of counsel or a solicitor, prosecute or conduct before a magistrates' court any proceedings for such an offence.

(5) Notwithstanding any enactment prescribing the period within which summary proceedings may be commenced, proceedings for an offence under this Part may be commenced at any time within the period of three months from the date on which evidence sufficient in the opinion of the Department to justify a prosecution for the offence comes to its knowledge, or within the period of twelve months after the commission of the offence, whichever period last expires.

(6) For the purposes of paragraph (5), a certificate purporting to be signed by the Head of the Department or a secretary or assistant secretary of the Department as to the date on which the evidence referred to in that paragraph came to the knowledge of the Department shall be conclusive evidence of the date on which it did so.

(7) In any proceedings for an offence under this Part the wife or husband of the accused shall be competent to give evidence, whether for or against the accused, but shall not be compellable either to give evidence or, in giving evidence, to disclose any communication made to her or him by the accused during the marriage.

Benefit to be inalienable

14.—(1) Every assignment of or charge on, and every agreement to assign or charge, child benefit shall be void; and on the bankruptcy of a person entitled to child benefit no rights in respect of the benefit shall pass to any trustee or other person acting on behalf of his creditors.

(2) The reference in paragraph (1) to the bankruptcy of a person shall include a reference to the vesting of his estate and effects in the official assignee under section 349 of the Irish Bankrupt and Insolvent Act 1857(a).

(3) In calculating for the purposes of section 31, 73(3)(b), or 88 of the Judgments (Enforcement) Act (Northern Ireland) 1969(b) the means of any person entitled to child benefit, no account shall be taken of any such benefit.

(a) 1857 c. 60.

(b) 1969 c. 30 (N.I.).

*Persons outside Northern Ireland and reciprocal arrangements
with other countries*

Persons outside Northern Ireland

15.—(1) Regulations may modify the provisions of this Part in their application to persons who are or have been outside Northern Ireland at any prescribed time or in any prescribed circumstances.

(2) Subject to any regulations under paragraph (1), no child benefit shall be payable in respect of a child for any week unless—

- (a) he is in Northern Ireland in that week; and
- (b) either he or at least one of his parents has been in Northern Ireland for more than one hundred and eighty-two days in the fifty-two weeks preceding that week.

(3) Subject to any regulations under paragraph (1), no person shall be entitled to child benefit for any week unless—

- (a) he is in Northern Ireland in that week; and
- (b) he has been in Northern Ireland for more than one hundred and eighty-two days in the fifty-two weeks preceding that week.

Reciprocal arrangements with Great Britain

16.—(1) The Department may with the consent of the Department of Finance make reciprocal arrangements with the authority administering any scheme in force in Great Britain and appearing to the Department to correspond substantially with the scheme contained in this Part for co-ordinating the operation of those schemes, and such arrangements may include provision for making any necessary financial adjustments.

(2) Regulations may make provision for giving effect to any such arrangements; and such regulations may in particular provide—

- (a) for modifying this Part or any regulations made under it;
- (b) without prejudice to sub-paragraph (a), for securing that acts, omissions and events having any effect for the purposes of the scheme in force in Great Britain shall have a corresponding effect for the purposes of this Part (but not so as to confer any double benefit);
- (c) for determining, in cases where rights accrue both under that scheme and under this Part, which of those rights shall be available to the person concerned.

(3) The power conferred by paragraph (2)(a) shall be exercisable in relation to provisions contained in any enactment passed, enacted or made after this Order which is directed to be construed as one with this Order or this Part of it; but this paragraph shall apply only so far as a contrary intention is not expressed in the later provision and shall be without prejudice to the generality of any such direction.

Reciprocal agreements with countries outside the United Kingdom

17.—(1) For the purpose of giving effect to any agreement with the government of any country outside the United Kingdom providing for reciprocity in matters relating to payments for purposes similar or comparable to the purposes of this Part, the Secretary of State may by order make provision for modifying the provisions of this Part and regulations made under it in their application to cases affected by the agreement.

(2) The modifications which may be made by virtue of paragraph (1) shall include in particular provision—

- (a) for securing that acts, omissions and events having any effect for the purposes of the law of the country in respect of which the agreement is made shall have a corresponding effect for the purposes of this Part (but not so as to confer any double benefit);
- (b) for determining, in cases where rights accrue both under that law and under this Part, which of those rights shall be available to the person concerned;
- (c) for making any necessary financial adjustments.

(3) Paragraph (3) of Article 16 shall apply to the power conferred by paragraph (1) as it applies to the power conferred by paragraph (2)(a) of that Article.

PART III

OTHER BENEFITS

Interim benefit for unmarried or separated parents with children

18.—(1) Subject to the provisions of this Article, a person who is the parent of one or more children shall be entitled to a benefit under this Article for any week in the interim period in which—

- (a) he has the child or any of the children living with him; and
- (b) either he has no spouse or is not residing with his spouse; and
- (c) he is not cohabiting with any other person as his spouse.

(2) In paragraph (1) “the interim period” means the period ending immediately before the appointed day and beginning with such earlier day (being a Monday) as the Department may by order specify.

(3) The benefit to which a person is entitled under this Article for any week shall be of an amount equal to that for the time being specified under section 1 of the Family Allowances Act as the weekly rate of an allowance under that Act for one child.

(4) Benefit under this Article shall be paid by the Department.

(5) Subject to the provisions of this Order, no person shall be entitled to benefit under this Article unless he claims it in the prescribed manner; and, unless regulations otherwise provide, no person shall be entitled to such benefit for any week before that in which it is claimed.

(6) Regulations may—

- (a) prescribe the circumstances in which a person is or is not to be treated for the purposes of this Article as having a child living with him;
- (b) make provision for excluding entitlement to benefit under this Article in the case of a person who is entitled to any such other payment out of public funds as may be prescribed and in a case where the child or all the children living with a person are included in another person’s family for the purposes of the Family Allowances Act;
- (c) make provision, in a case where a person is entitled to benefit under this Article, for reducing by the amount of that benefit the amount of any such other payment out of public funds as may be prescribed.

(7) Any question as to the right to benefit under this Article shall be determined by the Department but regulations shall make provision for an appeal to lie—

(a) to such tribunal as may be constituted for that purpose by the regulations from any decision given by the Department on any such question, and

(b) to such person as may be appointed for that purpose by the Lord Chief Justice from any decision given by such a tribunal.

(8) The chairman of any tribunal constituted for the purposes of paragraph (7)(a) shall be a barrister or solicitor.

(9) Regulations may also make provision—

(a) for the review of decisions given under paragraph (7);

(b) for any purpose corresponding to the purposes of the provisions mentioned in paragraph (1) of Article 10 or to the purposes of paragraph (2) of that Article.

(10) The Department may—

(a) pay to members of any such tribunal as may be constituted by regulations under this Article, and to any such person as may be appointed under this Article, such fees and allowances; and

(b) make such other payments to any other persons for the purpose of, or in connection with, their attendance before such a tribunal or such a person,

as the Department may with the consent of the Department of Finance determine.

(11) Articles 4, 8(4) and (5), 11, 13, 14, 15 and 16 shall have effect in relation to this Article and benefit thereunder as they have effect in relation to Part II and child benefit.

Social security benefits in respect of children

19.—(1) Regulations may, with effect from any day in the week beginning with the appointed day, reduce the sum specified in any of the provisions mentioned in paragraph (2) to such extent as the Department thinks appropriate having regard to the introduction of child benefit; and regulations may, with effect from any day on or after that on which there is an increase in the rate or any of the rates of child benefit, reduce any such sum as aforesaid to such extent as the Department thinks appropriate having regard to that increase.

(2) The provisions referred to in paragraph (1) are—

(a) paragraph 10 of Part I of Schedule 4 to the Social Security Act (child's special allowance);

(b) paragraph 4 of Part III of that Schedule (guardian's allowance);

(c) column (2) of Part IV of that Schedule (increase for child dependants);

(d) paragraphs 9 and 10 of Part V of that Schedule (increase of injury benefit and disablement pension in respect of children);

(e) paragraph 15 of Part V of that Schedule (allowance in respect of deceased's children).

(3) Schedule 14 to the Social Security Act (provisions applying where rates of benefit are altered by a Measure, etc.) shall have effect as if any alteration by regulations under this Article were an alteration by a Measure.

(4) Any reduction that could be made under paragraph (1) may be made instead by an order under section 120 of the Social Security Act corresponding to an order made by the Secretary of State under section 124 of the Social Security Act 1975(a) by virtue of section 17(4) of the Child Benefit Act 1975(b).

(5) Regulations may provide for treating child benefit paid under this Order as having been properly paid for any period for which it is not in fact payable in cases where in consequence of a subsequent decision under the Social Security Act the person in respect of whom the child benefit was paid is entitled to a non-contributory invalidity pension for that period, and for reducing or withholding any arrears payable by virtue of the subsequent decision.

(6) Regulations may also provide for treating a non-contributory invalidity pension paid to a person which it is subsequently decided was not payable as having been properly paid for any period for which it is not in fact payable in cases where in consequence of a subsequent decision under this Order another person is entitled to child benefit in respect of him for that period, and for reducing or withholding any arrears payable by virtue of that subsequent decision.

Provisions as to the exclusion from a family for family allowances purposes of children entitled to non-contributory invalidity pension

20.—(1) In section 11 (which provides that certain children are not to be included in a family for family allowances purposes) of the Family Allowances Act after subsection (5) there shall be inserted—

“(6) Where a person is entitled to a non-contributory invalidity pension under section 36 of the Social Security (Northern Ireland) Act 1975, he shall not be treated as included in any family as being a child for the purposes of this Act as respects any period during which he is so entitled.”.

(2) In section 12(1) (regulations) of that Act after paragraph (e) there shall be inserted—

“(f) for treating an allowance as having been paid on account of a non-contributory invalidity pension in cases where in consequence of a subsequent decision under the Social Security (Northern Ireland) Act 1975 a child who had been treated as included in a family for the purposes of this Act is entitled to a non-contributory invalidity pension for any period for which the allowance was paid, and for reducing or withholding accordingly any arrears payable by virtue of the subsequent decision;

(g) for treating a non-contributory invalidity pension paid to a child which it is subsequently decided was not payable as having been paid on account of an allowance in cases where in consequence of a subsequent decision under this Act he is treated as included in a family for any period for which the non-contributory invalidity pension was paid, and for reducing or withholding accordingly any arrears payable by virtue of that subsequent decision.”.

Abolition of wage-stop

21. Paragraph 5 of Schedule 2 to the Supplementary Benefits &c. Act (Northern Ireland) 1966(c) (which prevents a person's supplementary benefit exceeding what would be his earnings if he were engaged in full-time work in his normal occupation) shall cease to have effect.

(a) 1975 c. 14.

(b) 1975 c. 61.

(c) 1966 c. 28 (N.I.).

PART IV

GENERAL

Transitional provisions

22.—(1) Regulations may make provision for any transitional matter connected with the coming into force of any provision of this Order.

(2) Without prejudice to the generality of paragraph (1), regulations may in particular make provision—

- (a) for enabling claims to child benefit to be made and disposed of, and for enabling such benefit to be awarded, before the appointed day (but not so as to accrue before that day);
- (b) for treating a person who before the appointed day is entitled to an allowance under the Family Allowances Act as having made a claim to child benefit in respect of each child within the meaning of that Act (including the elder or eldest) who is included in his family for the purposes of that Act;
- (c) for treating a person who immediately before the appointed day is entitled to an allowance under that Act in respect of any child as entitled from the appointed day to child benefit in respect of that child at such rate, for such period and subject to such conditions as may be prescribed;
- (d) for enabling claims to benefit under Article 18 to be made and disposed of, and for enabling such benefit to be awarded, before the beginning of the interim period mentioned in that Article (but not so as to accrue before the beginning of that period);
- (e) for treating a person who immediately before the appointed day has a child living with him within the meaning of that Article, and is entitled to benefit under that Article, as entitled from the appointed day to child benefit in respect of that child at such rate, for such period and subject to such conditions as may be prescribed.

Amendments and repeals

23.—(1) The enactments mentioned in Schedule 4 shall have effect with the amendments there specified.

(2) The enactments mentioned in Schedule 5 (which include, in Part III, provisions relating to supplementary benefits which are unnecessary in consequence of regulations made under the Health and Personal Social Services (Northern Ireland) Order 1972, Schedule 15, paragraph 1(b)) are hereby repealed to the extent specified in the third column of that Schedule.

(3) No amendment or repeal taking effect by virtue of paragraph (1) or (2) shall affect the operation of any enactment, or of any instrument made thereunder, in relation to any benefit or allowance for a period before the day on which the amendment or repeal of that enactment comes into operation.

(4) In section 17(1) of the Supplementary Benefits &c. Act (Northern Ireland) 1966 and paragraph 24(2) of Schedule 2 to that Act, and in section 2(5) of the Social Security Act (Northern Ireland) 1971(a), references to allowances under the Family Allowances Act shall include references to benefit under Article 18; and in section 8(4) of the Family Income Supplements Act (Northern Ireland) 1971(b) and section 5(1) of the National Insurance Measure (Northern Ireland) 1974(c) references to the Family Allowances Acts (Northern Ireland) 1966 to 1969 shall include references to Article 18.

(a) 1971 c. 28 (N.I.).

(b) 1971 c. 8 (N.I.).

(c) 1974 c. 4 (N.I.).

Regulations and orders

24.—(1) Any power conferred by this Order to make regulations shall be exercisable—

- (a) in the case of regulations made under Article 7, by the Department in conjunction with the Department of Finance; and
- (b) in any other case, by the Department.

(2) Regulations under Article 7 or 19(1) shall be laid before the Assembly after being made and shall take effect on such date as may be specified in the regulations, but shall (without prejudice to the validity of anything done thereunder or to the making of new regulations) cease to have effect upon the expiration of a period of six months from that date unless at some time before the expiration of that period they have been approved by a resolution of the Assembly.

(3) Paragraph (2) shall not apply to regulations to be made for the purpose only of consolidating regulations thereby revoked.

(4) Regulations to which paragraph (2) does not apply shall be subject to negative resolution.

(5) Any power conferred by this Order to make an order or regulations includes power to make thereby such incidental or supplementary provision as appears to the authority making the order or regulations to be expedient for the purposes of the order or regulations.

Financial provisions

25. Where in consequence of this Order any payments fall to be made by way of adjustment out of the Northern Ireland National Insurance Fund into the Consolidated Fund or out of moneys appropriated by Measure into the Northern Ireland National Insurance Fund, those payments shall be taken to be such, and payments on account of them shall be made at such time and in such manner, as may be determined by the Department subject to any directions given by the Department of Finance.

N. E. Leigh.

SCHEDULES

Article 6(1).

SCHEDULE 1

EXCLUSIONS FROM ENTITLEMENT

Children in detention, care, etc.

1. Except where regulations otherwise provide, no person shall be entitled to child benefit in respect of a child for any week if in that week the child—

- (a) is undergoing imprisonment or detention in a young offenders centre or a Borstal institution;
- (b) is authorised under—
 - (i) any provision of the Children and Young Persons Act (Northern Ireland) 1968(a); or
 - (ii) paragraph 7 of Schedule 9 to the Education and Libraries (Northern Ireland) Order 1972(b);to be detained in a training school, and is not absent from the school on licence;
- (c) is liable to be detained by virtue of section 73 of that Act of 1968 and is not discharged on licence;

(a) 1968 c. 34 (N.I.).

(b) S.I. 1972/1263 (N.I. 12).

- (d) is the subject of an order under that Act of 1968 committing him to custody in any place to which he may be committed on remand;
- (e) is subject to a provision of a supervision order made under that Act of 1968 requiring him to reside in an institution;
- (f) is—
 - (i) in the care of the Department; or
 - (ii) the subject of a parental rights order under section 104 of that Act of 1968,
 in such circumstances as may be prescribed.

Employed trainees, etc.

2.—(1) No person shall be entitled to child benefit by virtue of Article 4(1)(b) in respect of a child if the education in question is received by that child by virtue of his employment or of any office held by him.

(2) Regulations may specify the circumstances in which a child is or is not to be treated as receiving education as mentioned in sub-paragraph (1).

Married children

3. Except where regulations otherwise provide, no person shall be entitled to child benefit in respect of a child who is married.

Persons exempt from tax

4. Except where regulations otherwise provide, no person shall be entitled to child benefit in respect of a child if either that person or such other person as may be prescribed is exempt from tax under such provisions as may be prescribed.

Children entitled to non-contributory invalidity pension

5. Except where regulations otherwise provide, no person shall be entitled to child benefit in respect of a child for any week in which the child is entitled to a non-contributory invalidity pension under the Social Security Act.

SCHEDULE 2

Article 6(2).

PRIORITY BETWEEN PERSONS ENTITLED

Person with prior award

1.—(1) Subject to sub-paragraph (2), as between a person claiming child benefit in respect of a child for any week and a person to whom child benefit in respect of that child for that week has already been awarded when the claim is made, the latter shall be entitled.

(2) Sub-paragraph (1) shall not confer any priority where the week to which the claim relates is later than the third week following that in which the claim is made.

Person having child living with him

2. Subject to paragraph 1, as between a person entitled for any week by virtue of sub-paragraph (a) of paragraph (1) of Article 5 and a person entitled by virtue of sub-paragraph (b) of that paragraph the former shall be entitled.

Husband and wife

3. Subject to paragraphs 1 and 2, as between a husband and wife residing together the wife shall be entitled.

Parents

4.—(1) Subject to paragraphs 1 to 3, as between a person who is and one who is not a parent of the child the parent shall be entitled.

(2) Subject as aforesaid, as between two persons residing together who are parents of the child but not husband and wife, the mother shall be entitled.

Other cases

5. As between persons not falling within paragraphs 1 to 4, such one of them shall be entitled as they may jointly elect or, in default of election, as the Department may in its discretion determine.

Supplementary

6.—(1) Any election under this Schedule shall be made in the prescribed manner.

(2) Regulations may provide for exceptions from and modifications of the provisions of paragraphs 1 to 5 in relation to such cases as may be prescribed.

Article 7(5).

SCHEDULE 3

INCREASES IN RATE OF BENEFIT

Preliminary

1. In this Schedule “benefit” means child benefit in relation to which the rate is increased under Article 7 and “the increase date” means the date fixed for the commencement of payment of benefit at the increased rate.

Awards made before increase date

2.—(1) Where benefit has been awarded before the increase date, then, subject to any prescribed exceptions or conditions, the benefit shall (except as respects any period falling before that date) become payable at the increased rate without any claim being made therefor, and the award shall have effect accordingly.

(2) Where benefit is awarded before the increase date but after that date has been fixed, the award may provide for benefit to be paid as from the increase date at the increased rate or may be expressed in terms of the rate appropriate when the award is made.

Calculation of contributions and expenditure in respect of child

3. Where in connection with benefit any question arises in respect of a period after the increase date—

(a) as to the weekly rate at which a person is contributing to the cost of providing for a child; or

(b) as to the expenditure that a person is incurring in respect of a child,

and in determining that question account falls to be taken of contributions made or expenditure incurred for a period before that date, the contributions made or expenditure incurred before that date shall be treated as increased in proportion to the increase in the rate of benefit.

Article 23(1).

SCHEDULE 4

AMENDMENTS

The Registration of Births, Deaths and Marriages (Fees, etc.) Act (Northern Ireland) 1955 (c. 29)

1. In Schedule 2 to the Registration of Births, Deaths and Marriages (Fees, etc.) Act (Northern Ireland) 1955, at the end, insert—

“The Child Benefit (Northern Ireland) Order 1975 (S.I. 1975/1504 (N.I. 16)).”

The Supplementary Benefits &c. Act (Northern Ireland) 1966 (c. 28)

2. In section 17(1) of the Supplementary Benefits &c. Act (Northern Ireland) 1966 for paragraph (c) substitute—

“(c) child benefit;”.

3. In paragraph 24(2) of Schedule 2 to that Act for paragraph (a) substitute—

“(a) any child benefit;”.

The Births and Deaths Registration Act (Northern Ireland) 1967 (c. 25)

4. In Schedule 2 to the Births and Deaths Registration Act (Northern Ireland) 1967, at the end, insert—

“The Child Benefit (Northern Ireland) Order 1975 (S.I. 1975/1504 (N.I. 16)).”.

The Family Income Supplements Act (Northern Ireland) 1971 (c. 8)

5. For section 2 of the Family Income Supplements Act (Northern Ireland) 1971 substitute—

“2.—(1) Subject to subsection (2), the prescribed amount for any family shall be such amount as may be specified by regulations and different amounts may be so specified according to the number of children included in the family.

(2) The amount specified under this section for any family shall not be less than the amount which immediately before the appointed day for the purposes of the Child Benefit (Northern Ireland) Order 1975 was the prescribed amount for a family which includes only one child.”.

6. In section 3 of that Act—

(a) for subsection (1) substitute—

“(1) Subject to the following provisions of this section, the weekly rate of a family income supplement shall be one half of the difference between the amounts mentioned in section 1(2) but shall not in any case exceed such amount as may be specified by regulations.

(1A) Different amounts may be so specified according to the number of children included in a family and no amount so specified shall be less than the existing maximum minus an amount equal to the weekly rate of child benefit for the time being in force or, if different weekly rates of child benefit are in force, the lower or lowest of them.

In this subsection “the existing maximum” means the amount which immediately before the appointed day for the purposes of the Child Benefit (Northern Ireland) Order 1975 was the maximum weekly rate of a family income supplement in the case of a family which includes only one child.”;

(b) in subsection (4) omit “and increase the amounts”.

7. In section 8(4) of that Act for “the Family Allowances Acts (Northern Ireland) 1966 to 1969” substitute “the Child Benefit (Northern Ireland) Order 1975”.

The Social Security Act (Northern Ireland) 1971 (c. 28)

8. In section 2(5) of the Social Security Act (Northern Ireland) 1971 for “any allowances under the Family Allowances Act (Northern Ireland) 1966” substitute “any child benefit”.

The National Insurance Measure (Northern Ireland) 1974 (c. 4)

9. In section 5(1) of the National Insurance Measure (Northern Ireland) 1974, at the end, insert “or the Child Benefit (Northern Ireland) Order 1975”.

The Social Security (Northern Ireland) Act 1975 (c. 15)

10. In section 25 of the Social Security (Northern Ireland) Act 1975—

(a) in subsection (1) for paragraphs (a) to (c) substitute—

“(a) the woman is entitled to child benefit in respect of a child falling within subsection (2) below; or

(b) the woman is pregnant by her late husband.”;

(b) for subsection (2) substitute—

“(2) A child falls within this subsection if one of the conditions specified in section 43(1) of this Act (conditions of payment of increase for child dependants) is for the time being satisfied with respect to the child and the child is either—

(a) a son or daughter of the woman and her late husband; or

- (b) a child in respect of whom her late husband was immediately before his death entitled to child benefit; or
 - (c) if the woman and her late husband were residing together immediately before his death, a child in respect of whom she was then entitled to child benefit.”;
 - (c) in subsection (3) for “subsection (1)(a), (b) or (c) above” substitute “subsection (1)(a) or (b) above”.
11. In section 31 of that Act for paragraph (b) substitute—
- “(b) she is entitled to child benefit in respect of a child and either—
 - (i) she was so entitled immediately before that husband’s death; or
 - (ii) in such circumstances as may be prescribed, he was then so entitled; and”.
12. In section 32 of that Act—
- (a) in subsection (2)(b) for “widow or a child of the family of a qualifying contributor” substitute “or widow of a qualifying contributor or a child in respect of whom a qualifying contributor was entitled to child benefit”;
 - (b) in subsection (2)(c)(i) for “a child of the family of a person who pre-deceased him (and was so at the death of that person)” substitute “a child in respect of whom a person who pre-deceased him was entitled at that person’s death to child benefit”.
13. In section 38 of that Act—
- (a) in subsection (1) for “in respect of a child of his family, where” substitute “in respect of a child where he is entitled to child benefit in respect of that child and”;
 - (b) omit subsection (4)(c)(iii);
 - (c) for subsection (5) substitute—
- “(5) Where a husband and wife are residing together and, apart from this subsection, they would each be entitled to a guardian’s allowance in respect of the same child, only the wife shall be entitled but payment may be made either to her or to him unless she elects in the prescribed manner that payment is not to be made to him.”.
14. In section 41 of that Act—
- (a) in subsection (1) for “has a family which includes” and “the appropriate amount specified in relation to the benefit in question in Schedule 4, Part IV, column (2) or (3)” substitute respectively “is entitled to child benefit in respect of” and “the amount specified in relation to the benefit in question in Schedule 4, Part IV, column (2)”;
 - (b) in subsection (4) for the words from “for the time being included in her family” onwards substitute “in respect of whom she is for the time being entitled to child benefit by the amount specified in relation to that allowance in Schedule 4, Part IV, column (2)”;
 - (c) in subsection (5) for “has a family which includes” and “the appropriate amount specified in relation to that allowance in Schedule 4, Part IV, column (3)” substitute respectively “is entitled to child benefit in respect of” and “the amount specified in relation to that allowance in Schedule 4, Part IV, column (2)”.
15. Omit section 42 of that Act.
16. In section 43 of that Act—
- (a) in subsection (1) omit “who is, or who falls to be treated for the purposes of the relevant provision as, a child of that person’s family” and for paragraph (a) substitute—
- “(a) that the beneficiary would be treated for the purposes of the Child Benefit Order as having the child living with him; or”;

- (b) in subsection (2), in paragraph (a)(ii) for “living together” substitute “residing together” and for paragraph (b) substitute—
“(b) the contributions are over and above those required for the purpose of satisfying paragraph (1)(b) of Article 5 of the Child Benefit Order.”;
 - (c) omit subsections (3) and (4).
17. In section 44 of that Act—
- (a) in subsections (1) and (2) for “column (4)” substitute “column (3)”;
 - (b) in subsection (3)(c) for “a child or children of the beneficiary’s family, or of a child or children treated as such for the purposes of section 41” substitute “a child or children in respect of whom the beneficiary is entitled to child benefit”.
18. In section 45(2) of that Act for “column (4)” substitute “column (3)”.
19. In section 46(2) of that Act for “column (4)” and “a child or children of the pensioner’s family, or of a child or children treated as such for the purposes of section 41” substitute respectively “column (3)” and “a child or children in respect of whom the pensioner is entitled to child benefit”.
20. In section 47(1) of that Act for “column (4)” substitute “column (3)”.
21. In section 56(7) of that Act for “school-leaving age” substitute “the age of 16”.
22. In section 64 of that Act—
- (a) in subsection (1) for “has a family which includes a child or children” substitute “is entitled to child benefit in respect of a child or children”;
 - (b) omit subsections (3) and (4).
23. In section 65 of that Act—
- (a) in subsection (1) for paragraph (a) substitute—
“(a) the beneficiary would be treated for the purposes of the Child Benefit Order as having the child living with him; or”;
 - (b) in subsection (2), in paragraph (a)(ii) for “living together” substitute “residing together” and for paragraph (b) substitute—
“(b) the contributions are over and above those required for the purposes of satisfying paragraph (1)(b) of Article 5 of the Child Benefit Order.”;
 - (c) omit subsection (3).
24. In section 66(1)(d) of that Act for “a child or children of the beneficiary’s family, or a child or children treated as such for the purposes of section 64 above” substitute “a child or children in respect of whom the beneficiary is entitled to child benefit”.
25. In section 68(2)(a) of that Act omit “in respect of a child of the deceased’s family”.
26. In section 70 of that Act—
- (a) in subsection (1) for “had a family which included a child or children, then, for any period during which a person has a family which includes that child or one or more of those children” substitute “was entitled to child benefit in respect of a child or children, then, for any period for which a person is entitled to child benefit in respect of that child or one or more of those children”;
 - (b) omit subsection (3);
 - (c) in subsection (4) for “to (3)” substitute “and (2)”.
27. In section 73 of that Act—
- (a) in subsection (1)(a) for “had a family which included” substitute “was entitled to child benefit in respect of”;
 - (b) omit subsection (2).

28. In section 80 of that Act—
- (a) in subsection (1) omit the words following paragraph (b);
 - (b) in subsection (2) omit paragraph (c) together with the word “or” immediately preceding it.
29. In section 85 of that Act, in subsections (1) and (2) (in each case), for “pension or allowance” substitute “pension, allowance or benefit”, and in subsection (2) omit “excluding an allowance under the Family Allowances Act, but”.
30. In section 86 of that Act omit—
- (a) in subsection (1), “or a family allowance”, “or by virtue of section 11(5) of the Family Allowances Act” and “; or, as the case may be, to a guardian’s allowance under section 38 of this Act”;
 - (b) in subsection (2), “or a family allowance”, “or allowance” (in each place) and “or of the said section 11(5)”;
 - (c) in subsection (3), “or of a family allowance”, “or such an allowance” and “or family allowance”;
 - (d) subsection (4)(b);
- and in subsection (5) for “as being a child of the family, or” substitute “as being a child in respect of whom the payee is entitled to child benefit or as being” and in subsection (6) omit “or a family allowance” and “or family allowance”.
31. In section 93(1) of that Act omit paragraph (c).
32. In section 95 of that Act in subsection (1) for paragraph (d) substitute—
- “(d) a question which by virtue of regulations under Part II of this Act falls to be determined by the Department in its discretion;”.
33. Omit section 118 of that Act.
34. In section 119(4)(c) of that Act for the words from “a child of the family” onwards substitute “a child, or by way of an attendance allowance in respect of a person who is under the age of sixteen, where the person entitled to the benefit or allowance is one of two spouses who are residing together;”.
35. In Part IV of Schedule 4 to that Act—
- (a) in the heading of column (2) omit “only, elder or eldest”;
 - (b) omit column (3);
 - (c) in the heading of column (4) for “(4)” substitute “(3)” and in the words following the table for the words “column (4)” (in both cases) substitute “column (3)”;
 - (d) in column (2) of paragraph 8 insert a figure corresponding to that in the second column of paragraph 10 of Part I of that Schedule.
36. In Part V of Schedule 4 to that Act—
- (a) in paragraphs 9 and 10 omit the whole entry in the second column except the figure in sub-paragraph (a);
 - (b) in paragraph 15, in the first column, for the words “in respect of children of deceased’s family” substitute “in respect of children” and omit the whole entry in the second column except the figures in sub-paragraphs (a)(i) and (b)(i).
37. In Schedule 17 to that Act, omit the definitions of “Child”, “child of family”, “Family allowance”, “The Family Allowances Act” and “School-leaving age” and insert the following definitions at the appropriate points—
- ““Child”
- A person under the age of nineteen who would be treated as a child for the purposes of the Child Benefit Order or such other person under that age as may be prescribed.”

‘ “The Child Benefit Order”	The Child Benefit (Northern Ireland) Order 1975.’
‘ “Entitled to child benefit”	A person who is residing with his spouse shall be treated as entitled to any child benefit to which his spouse is entitled. Regulations may, for the purposes of any provision of this Act under which the right to any benefit or increase of benefit depends on a person being or having been entitled to child benefit, make provision whereby a person is to be treated as if he were or had been so entitled or as if he were not or had not been so entitled.’
‘ “School-leaving age”	Unless regulations otherwise provide, a person shall be deemed for the purposes of this Act to have attained or not to have attained school-leaving age if he is over or, as the case may be, under the upper limit of compulsory school age; and a person who at any time attains the upper limit of compulsory school age shall not be treated as being under that limit at any time thereafter, notwithstanding any subsequent change in that limit.’
‘ “The upper limit of compulsory school age”	Construe in accordance with Article 36 of the Education and Libraries (Northern Ireland) Order 1972.’

SCHEDULE 5

Article 23(2).

REPEALS

PART I

ABOLITION OF FAMILY ALLOWANCES

Chapter or Number	Short Title	Extent of Repeal
1955 c. 29.	The Registration of Births, Deaths and Marriages (Fees, etc.) Act (Northern Ireland) 1955.	In Schedule 2, the words “The Family Allowances Act (Northern Ireland) 1945 (1945, c. 19)”.
1966 c. 8.	The Family Allowances Act (Northern Ireland) 1966.	The whole Act.
1967 c. 25.	The Births and Deaths Registration Act (Northern Ireland) 1967.	In Schedule 2, the words “The Family Allowances Act (Northern Ireland) 1966 (1966 c. 8)”.
1968 c. 1.	The Family Allowances and National Insurance Act (Northern Ireland) 1968.	Section 2(1). Section 3(1). Section 4. In Schedule 3, paragraphs 2 and 5(1).
1968 c. 34.	The Children and Young Persons Act (Northern Ireland) 1968.	In Schedule 7, paragraph 35.
1969 c. 19.	The National Insurance &c. (No. 2) Act (Northern Ireland) 1969.	Section 8(2)(d).

Chapter or Number	Short Title	Extent of Repeal
1969 c. 30.	The Judgments (Enforcement) Act (Northern Ireland) 1969.	In Schedule 4, the entry relating to the Family Allowances Act (Northern Ireland) 1966.
1971 c. 8.	The Family Income Supplements Act (Northern Ireland) 1971.	In section 3(4) the words "and increase the amounts".
S.I. 1972/1263 (N.I. 12).	The Education and Libraries (Northern Ireland) Order 1972.	In Article 36(5) the words "family allowances or".
1973 c. 38.	The Social Security Act 1973.	In Schedule 27, paragraphs 123, 126 and 128.
1974 c. 4.	The National Insurance Measure (Northern Ireland) 1974.	In section 5(1) the words "the Family Allowances Acts (Northern Ireland) 1966 to 1969".
1975 c. 11.	The Social Security Benefits Act 1975.	Section 9(1). In section 14(2) the words from "and with" onwards. In Schedule 4, in paragraph 2, in the Table, the entries (in both columns) from that beginning "The Family Allowances Act 1965" to that beginning "The Family Allowances Acts 1965 to 1975".
1975 c. 15.	The Social Security (Northern Ireland) Act 1975.	In Schedule 5, paragraphs 5 and 6. Section 38(4)(c)(iii). Section 42. In section 43, in subsection (1) the words "who is, or who falls to be treated for the purposes of the relevant provision as, a child of that person's family" and subsections (3) and (4). Section 64(3) and (4). Section 65(3). In section 68(2)(a) the words "in respect of a child of the deceased's family". Section 70(3). Section 73(2). In section 80, in subsection (1) the words following paragraph (b) and in subsection (2), paragraph (c) together with the word "or" immediately preceding it. In section 85(2) the words "excluding an allowance under the Family Allowances Act, but". In section 86, in subsection (1) the words "or a family allowance", "or by virtue of section 11(5) of the Family Allowances Act" and " , or, as the case may be, to a guardian's allowance under section 38 of this Act", in subsection (2) the words "or a family

Chapter or Number	Short Title	Extent of Repeal
1975 c. 15 (<i>contd.</i>)	The Social Security (Northern Ireland) Act 1975 (<i>contd.</i>).	<p>allowance”, “or allowance” (in each place) and “or of the said section 11(5)”, in subsection (3) the words “or of a family allowance”, “or such an allowance”, and “or family allowance”, subsection (4)(b), in subsection (6) the words “or a family allowance” and “or family allowance”.</p> <p>Section 93(1)(c).</p> <p>Section 118.</p> <p>In Schedule 4, in Part IV, in the heading of column (2) the words “only, elder or eldest” and column (3), and in Part V, in paragraphs 9 and 10 the whole of the entry in the second column except the figure in sub-paragraph (a), and in paragraph 15(a) and (b) the whole of the entry in the second column except the figure in sub-paragraph (i).</p> <p>In Schedule 9, in paragraph 1(a) the words from “nor shall” onwards, paragraph 1(b) and in paragraph 1(c) the words from “and any allowance” onwards.</p> <p>In Schedule 17 the definitions of “Child”, “Child of family”, “Family allowance”, “The Family Allowances Act” and “School-leaving age”.</p> <p>In Schedule 2, paragraphs 88 to 93.</p>
1975 c. 18.	The Social Security (Consequential Provisions) Act 1975.	
S.I. 1975/1503 (N.I. 15).	The Social Security Pensions (Northern Ireland) Order 1975.	<p>In Schedule 5, paragraphs 7 and 30.</p> <p>In Schedule 6, in the entry relating to the Social Security (Northern Ireland) Act 1975, the entry relating to section 42(4)(a).</p>
S.I. 1975/1504 (N.I. 16).	The Child Benefit (Northern Ireland) Order 1975.	Articles 18, 20 and 23(4).

PART II
ABOLITION OF WAGE-STOP

Chapter or Number	Short Title	Extent of Repeal
1966 c. 28.	The Supplementary Benefits &c. Act (Northern Ireland) 1966.	In Schedule 2, paragraph 5.
1971 c. 8.	The Family Income Supplements Act (Northern Ireland) 1971.	Section 13(2).

PART III
UNNECESSARY PROVISIONS RELATING TO SUPPLEMENTARY BENEFITS

Chapter or Number	Short Title	Extent of Repeal
1966 c. 28.	The Supplementary Benefits &c. Act (Northern Ireland) 1966.	In section 3(1) the words "5 or". In section 5, in subsection (1) the words from "include" to "but" and the word "other", and subsection (2). Section 8(4).
S.I. 1972/1265 (N.I. 14).	The Health and Personal Social Services (Northern Ireland) Order 1972.	In Schedule 16, paragraph 72.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order makes for Northern Ireland provisions corresponding to those of the Child Benefit Act 1975 (which replaces family allowances with a new benefit to be known as child benefit and, pending the introduction of that benefit, provides an interim benefit for unmarried or separated parents with children, and which also abolishes the wage-stop in relation to supplementary allowances).