

1995 No. 361

HEALTH AND PERSONAL SOCIAL SERVICES

Travelling Expenses and Remission of Charges (Amendment No. 2) Regulations (Northern Ireland) 1995

Made 12th September 1995

Coming into operation 2nd October 1995

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 insofar as they relate to the remission of charges, and in conjunction with the Department of Finance and Personnel insofar 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 No. 2) Regulations (Northern Ireland) 1995 and shall come into operation on 2nd October 1995.

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

Amendment of Schedule 1 to the principal regulations

2.—(1) Schedule 1 to the principal regulations (calculation of resources) shall be amended in accordance with the following provisions.

(2) In paragraph 2, after sub-paragraph (c) there shall be added the following sub-paragraph—

“(d) as if the Social Security (Income Support and Claims and Payments) (Amendment) Regulations (Northern Ireland) 1995(c) and the Income Support (General) (Amendment and Transitional) Regulations (Northern Ireland) 1995(d) had not been made.”.

(3) For paragraph 4 there shall be substituted the following paragraph—

“4. The provisions of the Income Support (General) Regulations (Northern Ireland) 1987(e) specified in column 1 of Table B in this Schedule shall be applied—

(a) S.I. 1972/1265 (N.I. 14); the relevant amending Instruments are S.I. 1988/594 (N.I. 2) Article 14(1) and 2(a) and S.I. 1991/194 (N.I. 1) Article 34 and Part II of Schedule 5

(b) S.R. 1989 No. 348; to which there are amendments not relevant

(c) S.R. 1995 No. 301

(d) S.R. 1995 No. 350

(e) S.R. 1987 No. 459 to which there are amendments not relevant

- (a) in accordance with the modifications specified in the corresponding entries in column 2; and
- (b) as if the Social Security (Income Support and Claims and Payments) (Amendment) Regulations (Northern Ireland) 1995 and the Income Support (General) (Amendment and Transitional) Regulations (Northern Ireland) 1995 had not been made.”.

Sealed with the Official Seal of the Department of Health and Social Services on 12th September 1995.

(L.S.)

Joan Dixon

Assistant Secretary

Sealed with the Official Seal of the Department of Finance and Personnel insofar as the foregoing Regulations relate to Travelling Expenses on 12th September 1995.

(L.S.)

J. Sullivan

Assistant Secretary

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

Sealed with the Official Seal of the Department of Finance and Personnel on 12th September 1995.

(L.S.)

J. Sullivan

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations further amend the Travelling Expenses and Remission of Charges Regulations (Northern Ireland) 1989 ("the principal regulations") which provide for the remission and repayment of certain charges which would otherwise be payable under the Health and Personal Social Services (Northern Ireland) Order 1972 and for the payment by the Department of travelling expenses under that Order.

For the purposes of calculating a person's resources and requirements, the principal regulations apply the Income Support (General) Regulations (Northern Ireland) 1987 ("the 1987 regulations") with modifications. The amendments made by these regulations to the principal regulations provide that, in applying the 1987 regulations to the calculation of a person's resources and requirements, the Social Security (Income Support and Claims and Payments) (Amendment) Regulations (Northern Ireland) 1995 and the Income Support (General) (Amendment and Transitional) Regulations (Northern Ireland) 1995 (both of which make changes in the way housing costs are calculated for income support purposes) shall be disregarded.