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STATUTORY RULES OF NORTHERN IRELAND

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**2003 No. 320**

**The Health and Personal Social Services (Assessment of Resources) (Amendment) Regulations (Northern Ireland) 2003**

**Amendment of Schedule 4 to the principal regulations**

**8.** In Schedule 4 to the principal regulations (capital to be disregarded) –

(1) after paragraph 2, insert the following paragraph –

“**2A.** In the case of a resident who has ceased to occupy what was formerly the dwelling occupied as his home following his estrangement or divorce from his former partner, the value of the resident’s interest in that dwelling where it is still occupied as the home by the former partner who is a lone parent.”.

(2) In paragraph 6 –

(a) after the words “(arrears of specified payments)” there shall be inserted the words “as in operation immediately before 14th October 2002”; and

(b) for “, 9 or 9A” there shall be substituted “or 9”.

(3) After paragraph 6, insert the following paragraph–

“**6A.** Any arrears of, or any concessionary payment made to compensate for arrears due to non-payment of –

- (a) working families' tax credit under section 127 of the Contributions and Benefits Act(1),
- (b) disabled person’s tax credit under section 128 of the Contributions and Benefits Act(2),
- (c) child tax credit, or
- (d) working tax credit,

but only for a period of 52 weeks from the date of the receipt of the arrears or of the concessionary payment.”; and

(4) After paragraph 22(3), add the following paragraphs –

“**23.** Any payment made by the Northern Ireland Housing Executive to or on behalf of the resident relating to the provision of a housing support service of the kind specified in regulation 2 of the Housing Support Services Regulations (Northern Ireland) 2003 provided to develop or sustain the capacity of the resident to live independently in the community.

**24.** The amount of any payment made by the resident to the Northern Ireland Housing Executive or service provider in respect of the provision of housing support services specified in regulation 2 of the Housing Support Services Regulations (Northern Ireland) 2003.”.

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(1) Section 127 was amended by the Tax Credits Act 1999 (c. 10)

(2) Section 128 was amended by the Tax Credits Act 1999 (c. 10) and the Welfare Reform and Pensions (Northern Ireland) Order 1999 (S.I.1999/3147 (N.I. 11))

(3) Paragraph 22 was added by regulation 4 of S.R. 2002 No. 113.

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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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