
STATUTORY RULES OF NORTHERN IRELAND

2010 No. 69

**The Social Security (Miscellaneous Amendments
No. 2) Regulations (Northern Ireland) 2010**

Amendment of the Employment and Support Allowance Regulations

10.—(1) The Employment and Support Allowance Regulations (Northern Ireland) 2008(1) are amended in accordance with paragraphs (2) to (6).

(2) In regulation 2(1) (interpretation) after the definition of “the Mental Health Order” insert the following definition—

““MFET Limited” means the company limited by guarantee (number 7121661) of that name, established for the purpose in particular of making payments in accordance with arrangements made with the Secretary of State to persons who have acquired HIV as a result of treatment by the NHS with blood or blood products;”.

(3) In—

- (a) regulation 2(1) in the definition of “qualifying person”;
- (b) regulation 107(5)(a) (notional income-income due to be paid or income paid to or in respect of a third party);
- (c) regulation 112(8) (income treated as capital);
- (d) regulation 115(5)(a) (notional capital);
- (e) Schedule 6 (housing costs), paragraph 19(8)(b);
- (f) Schedule 8 (sums to be disregarded in the calculation of income other than earnings), paragraphs 21(2) and 40(1) and (7); and
- (g) Schedule 9 (capital to be disregarded), paragraphs 27(1) and (7) and 31,

after “Eileen Trust” insert “, MFET Limited”.

(4) In regulation 106 (notional income-deprivation and income on application) in—

- (a) paragraph (2)(g) for “is aged under 60” substitute “has not attained the qualifying age for state pension credit”;
- (b) paragraph (3) for “age of 60”, substitute “qualifying age for state pension credit”; and
- (c) paragraph (4) for “aged not less than 60” substitute “who has attained the qualifying age for state pension credit”.

(5) In—

- (a) regulation 107(5)(a);
- (b) regulation 112(8);
- (c) regulation 115(5)(a);
- (d) Schedule 6, paragraph 19(8)(b) where it first occurs;
- (e) Schedule 8, paragraph 40(1) to (5); and

Changes to legislation: There are currently no known outstanding effects for the The Social Security (Miscellaneous Amendments No. 2) Regulations (Northern Ireland) 2010, Section 10. (See end of Document for details)

(f) Schedule 9, paragraph 27(1) to (5),
after “under” insert “or by”.

(6) In regulation 115(2)(e) for “is aged under 60” substitute “has not attained the qualifying age for state pension credit”.

Commencement Information

II Reg. 10 in operation at 6.4.2010, see [reg. 1\(1\)](#)

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