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STATUTORY RULES OF NORTHERN IRELAND

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**2015 No. 196**

The Civil Legal Services (Financial)  
Regulations (Northern Ireland) 2015

PART 2

DETERMINATIONS IN RESPECT OF AN  
INDIVIDUAL'S FINANCIAL RESOURCES

CHAPTER 3

CALCULATION OF INCOME AND CAPITAL – ADVICE AND  
ASSISTANCE AND REPRESENTATION (LOWER COURTS)

**Disregards from income – certain welfare and other allowances, payments etc.**

**25.** In calculating the disposable income of the person concerned, the following payments shall be disregarded—

- (a) disability living allowance paid under section 71 of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 (“the 1992 Act”)(**1**);
- (b) attendance allowance paid under section 64 of, or paragraph 4(2)(b) of Schedule 8 to, the 1992 Act;
- (c) constant attendance allowance paid under section 104 of the 1992 Act as an increase to a disablement pension;
- (d) any payment made out of the social fund under Part 8 of the 1992 Act;
- (e) carer’s allowance paid under section 70 of the 1992 Act;
- (f) any direct payment made under regulations made under section 8(1) of the Carers and Direct Payments Act (Northern Ireland) 2002(**2**);
- (g) any extra-statutory job grant paid by the Department for Social Development;
- (h) severe disablement allowance paid under section 68 of the 1992 Act;
- (i) exceptionally severe disablement allowance paid under Article 15 of the Personal Injuries (Civilian) Scheme 1983(**3**);
- (j) any pensions paid under the Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions Order 2006(**4**);
- (k) any armed forces independence payment made under the Armed Forces and Reserve Forces (Compensation Scheme) Order 2011(**5**);

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(1) 1992 c. 7  
(2) 2002 c. 6 (N.I.)  
(3) S.I. 1983/686  
(4) S.I. 2006/606  
(5) S.I. 2011/517

- (l) to the extent that it exceeds the relevant figure referred to in regulation 27(1)(b), any financial support paid under any agreement for the care of a foster child;
- (m) any payment made out of the Independent Living Fund (2006).