

Status: Point in time view as at 24/03/2005.

Changes to legislation: There are currently no known outstanding effects for the Child Benefit Act 2005, Part 1. (See end of Document for details)

SCHEDULES

SCHEDULE 1

CONSEQUENTIAL AMENDMENTS

PART 1

GREAT BRITAIN

Social Security Contributions and Benefits Act 1992 (c. 4)

1 The Social Security Contributions and Benefits Act 1992 is amended as follows.

Commencement Information

II Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 2 (1) Section 37 (widowed mother's allowance) is amended as follows.
- (2) In subsection (1)(a), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (2), after—
- (a) “A child”,
 - (b) “the child”, in both places, and
 - (c) “a child”, in both places,
- insert “ or qualifying young person ”.

Commencement Information

I2 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 3 (1) Section 39A (widowed parent's allowance) is amended as follows.
- (2) In subsection (2)(a), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (3), after—
- (a) “A child”,
 - (b) “the child”, in both places, and
 - (c) “a child”, in both places,
- insert “ or qualifying young person ”.

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I3 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 4 (1) Section 77 (guardian's allowance) is amended as follows.
- (2) In subsection (1), after—
- (a) “a child”, and
 - (b) “that child”,
- insert “ or qualifying young person ”.
- (3) In subsection (2), for “child's parents”, in each place, substitute “ parents of the child or qualifying young person ”.
- (4) In subsection (3)—
- (a) after “child” insert “ or qualifying young person ”, and
 - (b) for “child's parent's” substitute “ parents of the child or qualifying young person ”.
- (5) In subsection (4), after “child” insert “ or qualifying young person ”.
- (6) In subsection (5), after “child”, in both places, insert “ or qualifying young person ”.
- (7) In subsection (7), after “child” insert “ or qualifying young person ”.
- (8) In subsection (8)—
- (a) after “child”, in both places, insert “ or qualifying young person ”, and
 - (b) for “a child's parents” substitute “ the parents of a child or qualifying young person ”.
- (9) In subsection (9), after “child” insert “ or qualifying young person ”.
- (10) In subsection (10), after “child” insert “ or qualifying young person ”.
- (11) In subsection (11), after “child”, in both places, insert “ or qualifying young person ”.

Commencement Information

I4 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 5 In section 82(4) (increase in maternity allowance)—
- (a) after “nor a child” insert “ or qualifying young person ”, and
 - (b) for “a child or children” substitute “ one or more children or qualifying young persons ”.

Commencement Information

I5 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 6 (1) Section 85 (increase in retirement pension) is amended as follows.

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- (2) In subsection (2)—
 - (a) after “nor a child” insert “ or qualifying young person ”, and
 - (b) for “a child or children” substitute “ one or more children or qualifying young persons ”.
- (3) In the heading, after “**children**” insert “ **or qualifying young persons** ”.

Commencement Information

I6 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 7 (1) Section 114 (persons maintaining dependants etc.) is amended as follows.
 - (2) In subsection (1), after “child” insert “ or qualifying young person ”.
 - (3) In subsection (3), after “children” insert “ or qualifying young persons ”.

Commencement Information

I7 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 8 (1) Section 122(1) (Parts 1 to 6: interpretation) is amended as follows.
 - (2) For the definition of “child” substitute—

““child” has the same meaning as in Part 9 of this Act;”.
 - (3) Insert at the appropriate place—

““qualifying young person” has the same meaning as in Part 9 of this Act;”.

Commencement Information

I8 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 9 (1) Section 143 (child benefit: person responsible for child) is amended as follows.
 - (2) In subsection (1), after “child”, in each place except in the phrase “child benefit”, insert “ or qualifying young person ”.
 - (3) In subsection (2), after “child”, in both places, insert “ or qualifying young person ”.
 - (4) In subsection (3)—
 - (a) for “child's” substitute “ fact that the child or qualifying young person is ”,
 - (b) in paragraph (a), for “full-time education by attendance at a recognised educational establishment” substitute “ education or training of a description prescribed by regulations made by the Treasury ”, and
 - (c) in paragraph (c), omit “being;”.
 - (5) In subsection (4)—

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- (a) after “any child” and “for the child” insert “ or qualifying young person ”, and
 - (b) for “of the child” substitute “ of him ”.
- (6) In subsection (5), after “child”, in both places, insert “ or qualifying young person ”.
- (7) In the heading, for “**child**” substitute “ **child or qualifying young person** ”.

Commencement Information

I9 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 10 (1) Section 144 (child benefit: exclusions and priority) is amended as follows.
- (2) Omit subsection (1).
 - (3) In subsection (2), omit “in other cases”.
 - (4) In subsection (3), after “same child” insert “ or qualifying young person ”.

Commencement Information

I10 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 11 In section 145(2) (different rates of child benefit by reference to age of child), after “child” insert “ or qualifying young person ”.

Commencement Information

I11 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 12 (1) Section 145A (entitlement to child benefit after death of child) is amended as follows.
- (2) In subsection (1), after—
 - (a) “a child”, and
 - (b) “the child”,
 insert “ or qualifying young person ”.
 - (3) In subsection (4), after “a child” insert “ or qualifying young person ”.
 - (4) In the heading, after “**child**” insert “ **or qualifying young person** ”.

Commencement Information

I12 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 13 (1) Section 146 (child benefit: presence in Great Britain) is amended as follows.
- (2) In subsection (1), after “a child” insert “ or qualifying young person ”.

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- (3) In subsection (3)—
- (a) for “a child or other” substitute “ any ”, and
 - (b) for “this section” substitute “ subsection (1) or (2) above ”.

Commencement Information

I13 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 14 (1) Section 147 (child benefit: interpretation and supplementary) is amended as follows.
- (2) In subsection (1), omit the definition of “recognised educational establishment”.
- (3) In subsection (3), after “child” insert “ or qualifying young person ”.

Commencement Information

I14 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 15 (1) Part 5 of Schedule 4 (rates of industrial injuries benefits) is amended as follows.
- (2) In paragraphs 1 and 4, in the second column, in paragraph (a), omit “child or adult”.
- (3) In paragraph 12—
- (a) in the first column, after “children” insert “ and qualifying young persons ”, and
 - (b) in the second column, for “qualifying child” substitute “ child or qualifying young person ”.

Commencement Information

I15 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 16 (1) Schedule 7 (industrial injuries benefits) is amended as follows.
- (2) In paragraph 4—
- (a) in sub-paragraph (1), for “a child or children” substitute “ one or more children or qualifying young persons ”, and
 - (b) in sub-paragraph (4), after “child”, in both places, insert “ or qualifying young person ”,
- and in the heading before that paragraph, after “*children*” insert “ *and qualifying young persons* ”.
- (3) In paragraph 5(1), after “child”, in each place, insert “ or qualifying young person ”.
- (4) In paragraph 6(1)—
- (a) after “nor a child” insert “ or qualifying young person ”, and
 - (b) for “a child or children” substitute “ one or more children or qualifying young persons ”.

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- (5) In paragraph 16(2)(a), after “children” insert “ or qualifying young persons ”.
- (6) In paragraph 18—
- (a) for “a child or children” substitute “ one or more children or qualifying young persons ”,
 - (b) after “that child”, in each place, insert “ or qualifying young person ”, and
 - (c) after “those children”, in each place, insert “ or qualifying young persons ”,
- and in the heading before that paragraph, for “*Children of deceased's*” substitute “*Deceased's*”.
- (7) In paragraph 19, after “child”, in each place, insert “ or qualifying young person ”; and in the heading before that paragraph, after “*children*” insert “ *and qualifying young persons* ”.

Commencement Information

I16 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 17 (1) Schedule 9 (exclusions from entitlement to child benefit) is amended as follows.
- (2) In paragraph 1, after—
- (a) “a child”, and
 - (b) “the child”,
- insert “ or qualifying young person ”; and, in the heading before it, after “*Children*” insert “ *and qualifying young persons* ”.
- (3) Omit paragraph 2 (and the heading before it).
- (4) In paragraph 3, after “a child” insert “ or qualifying young person ”; and, in the heading before it, after “*Children*” insert “ *and qualifying young persons* ”.

Commencement Information

I17 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 18 (1) Schedule 10 (priority between persons entitled to child benefit) is amended as follows.
- (2) In paragraph 1(1), after—
- (a) “a child”, and
 - (b) “that child”,
- insert “ or qualifying young person ”.
- (3) In the heading before paragraph 2, after “*child*” insert “ *or qualifying young person* ”.
- (4) In paragraph 4, after “child”, in both places, insert “ or qualifying young person ”.

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I18 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

Social Security Administration Act 1992 (c. 5)

19 The Social Security Administration Act 1992 is amended as follows.

Commencement Information

I19 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

20 (1) Section 13 (necessity of application for child benefit) is amended as follows.

(2) In subsection (1C), after “children” insert “ or qualifying young persons ”.

(3) In subsection (2), after “same child” insert “ or qualifying young person ”.

Commencement Information

I20 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

21 In section 73(2)(c) and (5)(c) (overlapping benefits), omit “child or adult”.

Commencement Information

I21 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

22 In section 80 (child benefit: overlap with benefits under legislation of other member States), after “any child” insert “ or qualifying young person ”.

Commencement Information

I22 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

23 In section 155(6) (effect of alteration of rates of benefit), after “child” insert “ or qualifying young person ”.

Commencement Information

I23 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

24 In section 157(2) (effect of alteration of rates of child benefit), after “a child”, in both places, insert “ or qualifying young person ”.

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I24 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 25 In section 158(1) (treatment of excess benefit as paid on account of child benefit), after—
- (a) “a child”, and
 - (b) “of the child”, in both places,
- insert “ or qualifying young person ”.

Commencement Information

I25 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

Social Security Act 1998 (c. 14)

- 26 In section 18(2) of the Social Security Act 1998 (regulations about decisions), after—
- (a) “a child”, and
 - (b) “the child”,
- insert “ or qualifying young person ”.

Commencement Information

I26 Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

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