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STATUTORY INSTRUMENTS

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**1992 No. 2149**

**SOCIAL SECURITY**

**The Social Fund Maternity and Funeral Expenses  
(General) Amendment Regulations 1992**

*Made* - - - - *7th September 1992*  
*Laid before Parliament* *10th September 1992*  
*Coming into force* - - *1st October 1992*

The Secretary of State for Social Security in exercise of the powers conferred by sections 138(1)(a) and 171(1) of the Social Security Contributions and Benefits Act 1992(1) and of all other powers enabling him in that behalf, after reference to the Social Security Advisory Committee(2), hereby makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Social Fund Maternity and Funeral Expenses (General) Amendment Regulations 1992 and shall come into force on 1st October 1992.

(2) In these Regulations “the principal Regulations” means the Social Fund Maternity and Funeral Expenses (General) Regulations 1987(3).

**Amendment of regulation 3 of the principal Regulations**

2. In regulation 3 of the principal Regulations (interpretation)—

(a) in the definition of “confinement” for the words “28 weeks” there shall be substituted the words “24 weeks”;

(b) after the definition of “responsible member” the following definition shall be inserted—

““still-born child” has the same meaning as in section 12 of the Births and Deaths Registration Act 1926(4) and section 56(1) of the Registrations of Births, Deaths and Marriages (Scotland) Act 1965(5) as they are amended by section 1 of the Still-birth (Definition) Act 1992(6);”

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(1) 1992 c. 4; section 171(1) is an interpretation provision and is cited because of the meaning ascribed to “prescribed”.

(2) See the Social Security Administration Act 1992 (c. 5) section 172(1).

(3) S.I.1987/481; relevant amending instruments are S.I. 1988/36, 1989/379 and 1990/580.

(4) 1926 c. 48.

(5) 1965 c. 49.

(6) 1992 c. 29.

### **Amendment of regulation 5 of the principal Regulations**

3. In regulation 5 of the principal Regulations (entitlement)—

(a) in paragraph (1)(b)(i) after the word “child” there shall be added the words “or still-born child”;

(b) for paragraph (2) there shall be substituted the following paragraph—

“(2) Subject to Part IV of these Regulations, the amount of a maternity payment shall be—

(a) where the claim is made before confinement, £100 in respect of each expected child;

(b) where the claim is made after confinement, £100 in respect of each child, including any still-born child;

(c) where the claim is made after a child has already been adopted, £100 in respect of that child.”.

Signed by authority of the Secretary of State for Social Security.

7th September 1992

*Nicholas Scott*  
Minister of State,  
Department of Social Security

**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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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Social Fund Maternity and Funeral Expenses (General) Regulations 1987 to incorporate the meaning of “still-born child” resulting from the Still-birth (Definition) Act 1992 (c. 29), to enable maternity expenses to be paid in respect of such a child and to state the amount of a maternity payment under the Regulations.