
STATUTORY INSTRUMENTS

2023 No. 1218

The Carer's Assistance (Carer Support Payment) (Scotland) Regulations 2023 (Consequential Amendments) Order 2023

Part 4

Northern Ireland

Amendment to the Universal Credit Regulations (Northern Ireland) 2016

- 51.**—(1) The Universal Credit Regulations (Northern Ireland) 2016⁽¹⁾ are amended as follows.
- (2) In regulation 2(1) (interpretation) after the definition of “carer element” insert—
- ““carer support payment” means carer’s assistance given in accordance with the Carer’s Assistance (Carer Support Payment) (Scotland) Regulations 2023.”.
- (3) In regulation 30(1) (award to include the carer element)—
- (a) for “section 70(7)” substitute “section 70”;
- (b) after “carer’s allowance” insert “or carer support payment”.
- (4) In regulation 31 (meaning of “regular and substantial caring responsibilities for a severely disabled person”)—
- (a) for paragraph (1) substitute—
- “(1) For the purposes of Part 2 of the Order and these Regulations, a person has regular and substantial caring responsibilities if—
- (a) they satisfy the conditions for entitlement to a carer’s allowance or would do so but for the fact that—
- (i) their earnings have exceeded the limit prescribed for the purposes of that allowance; or
- (ii) they are—
- (aa) resident, or treated as resident, in Scotland; or
- (bb) resident outside of Northern Ireland and have a genuine and sufficient link to Scotland; or
- (b) they are entitled to carer support payment.”;
- (b) in paragraph (2), for “paragraph (1)” substitute “paragraph (1)(a)”;
- (c) after paragraph (3) insert—
- “(4) For the purposes of paragraph (1), “sufficient” has the meaning given in paragraph 3 of Schedule 1 to the Carer’s Assistance (Carer Support Payment) (Scotland) Regulations 2023.”.
- (5) In regulation 66 (what is included in unearned income?) after paragraph (1)(b)(iii) insert—

(1) [S.R. 2016 No. 216](#).

“(iia) carer support payment but only up to a maximum of the amount a claimant would receive if they had an entitlement to carer’s allowance.”.

(6) In regulation 83(1) (exceptions - entitlement or receipt of certain benefits) after subparagraph (j) insert—

“(ja) a claimant, or a qualifying young person for whom a claimant is responsible, is entitled to carer support payment;”.

(7) In regulation 88(1)(b) (claimants subject to no work-related requirements) after “carer’s allowance” insert “or carer support payment”.

(8) After paragraph 15(2)(g) of Schedule 4 (no deduction for housing cost contributions in respect of certain non-dependants) insert—

“(ga) in receipt of carer support payment;”.