STATUTORY RULES OF NORTHERN IRELAND

2013 No. 277

HOUSING; RATES; SOCIAL SECURITY

The Social Security (Age-Related Payments) Regulations (Northern Ireland) 2013

Made - - - -	*27th November 2013*
Coming into operation	*12th December 2013*

The Department for Social Development makes the following Regulations in exercise of the powers conferred by sections 132(4)(b) and 171(1) to (5) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**1**), Articles 14(4)(b) and 36(2) of the Jobseekers (Northern Ireland) Order 1995(**2**), and now vested in it(**3**), sections 15(6)(b) and 19(2) of the State Pension Credit Act (Northern Ireland) 2002(**4**) and sections 17(3)(b) and 25 of the Welfare Reform Act (Northern Ireland) 2007(**5**).

Regulations 5 and 6 are made with the consent of the Department of Finance and Personnel(**6**).

The Social Security Advisory Committee has agreed that proposals in respect of these Regulations should not be referred to it(**7**).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Age-Related Payments) Regulations (Northern Ireland) 2013 and shall come into operation on 12th December 2013.

(2) The Interpretation Act (Northern Ireland) 1954(**8**) shall apply to these Regulations as it applies to an Act of the Assembly.

(**1**) 1992 c. 7; section 171(1) was amended by paragraph 5 of Schedule 4 to the Tax Credits Act 2002 (c. 21); section 171(2) was amended by paragraph 28(2) of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) (Northern Ireland) Order 1999 (S.I. 1999/671)

(**2**) S.I. 1995/2705 (N.I. 15); Article 36(2) was amended by paragraph 55 of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) (Northern Ireland) Order 1999

(**3**) *See* Article 8(b) of S.R. 1999 No. 481

(**4**) 2002 c. 14 (N.I.)

(**5**) 2007 c. 2 (N.I.)

(**6**) *See* section 171(6A) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 as inserted by Article 3(3) of the Social Security (Amendment) (Northern Ireland) Order 1993 (S.I. 1993/1579 (N.I. 8)); *see also* Article 6(b) of S.R. 1999 No. 481

(**7**) S*ee* section 150(1)(b) of the Social Security Administration (Northern Ireland) Act 1992 (1992 c. 8)

(**8**) 1954 c.33 (N.I.)

Amendment of the Income Support Regulations

2. In Schedule 10 of the Income Support (General) Regulations (Northern Ireland) 1987(**9**) (capital to be disregarded), after paragraph 11 insert—

"**11A.** Any ex-gratia payment made to a qualifying Equitable Life annuitant under regulation 2, or both regulations 2 and 3, of the Age-Related Payments Regulations 2013(**10**).".

Amendment of the Jobseeker's Allowance Regulations

3. In Schedule 7 of the Jobseeker's Allowance Regulations (Northern Ireland) 1996(**11**) (capital to be disregarded), after paragraph 16 insert—

"**16A.** Any ex-gratia payment made to a qualifying Equitable Life annuitant under regulation 2, or both regulations 2 and 3, of the Age-Related Payments Regulations 2013.".

Amendment of the State Pension Credit Regulations

4. In Schedule 5 of the State Pension Credit Regulations (Northern Ireland) 2003(**12**) (capital disregarded only for the purposes of determining deemed income), after paragraph 26 insert—

"**26A.** Any ex-gratia payment made to a qualifying Equitable Life annuitant under regulation 2, or both regulations 2 and 3, of the Age-Related Payments Regulations 2013.".

Amendment of the Housing Benefit Regulations

5. In Schedule 7 of the Housing Benefit Regulations (Northern Ireland) 2006(**13**) (capital to be disregarded), after paragraph 13 insert—

"**13A.** Any ex-gratia payment made to a qualifying Equitable Life annuitant under regulation 2, or both regulations 2 and 3, of the Age-Related Payments Regulations 2013.".

Amendment of the Housing Benefit Regulations (Persons who have attained the qualifying age for state pension credit) Regulations

6. In Schedule 7 of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations (Northern Ireland) 2006(**14**) (capital to be disregarded), after paragraph 31 insert—

"**31A.** Any ex-gratia payment made to a qualifying Equitable Life annuitant under regulation 2, or both regulations 2 and 3, of the Age-Related Payments Regulations 2013.".

Amendment of the Employment and Support Allowance Regulations

7. In Schedule 9 of the Employment and Support Allowance Regulations (Northern Ireland) 2008(**15**) (capital to be disregarded), after paragraph 15 insert—

"**15A.** Any ex-gratia payment made to a qualifying Equitable Life annuitant under regulation 2, or both regulations 2 and 3, of the Age-Related Payments Regulations 2013.".

(**9**) S.R. 1987 No. 459
(**10**) S.I. 2013/2980
(**11**) S.R. 1996 No. 198
(**12**) S.R. 2003 No. 28
(**13**) S.R. 2006 No. 405
(**14**) S.R. 2006 No. 406
(**15**) S.R. 2008 No. 280