STATUTORY RULES OF NORTHERN IRELAND

2008 No. 391

HEALTH AND PERSONAL SOCIAL SERVICES

The Travelling Expenses and Remission of Charges (Amendment No. 3) Regulations (Northern Ireland) 2008

Made - - - -	*19th September 2008*
Coming into operation	*27th October 2008*

The Department of Health, Social Services and Public Safety (**1**) makes the following Regulations in exercise of the powers conferred by Articles 45, 98, 106 and 107(6) of, and paragraphs 1(b) and 1B of Schedule 15 to, the Health and Personal Social Services (Northern Ireland) Order 1972 (**2**) and with the approval of the Department of Finance and Personnel in so far as they relate to the remission of charges, and in conjunction with the Department of Finance and Personnel in so far as they relate to travelling expenses.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Travelling Expenses and Remission of Charges (Amendment No. 3) Regulations (Northern Ireland) 2008 and shall come into operation on 27th October 2008.

(2) In these Regulations —

"the principal Regulations" means the Travelling Expenses and Remission of Charges Regulations (Northern Ireland) 2004 (**3**); and

"the Income Support Regulations" means the Income Support (General) Regulations (Northern Ireland) 1987 (**4**).

Amendment of regulation 2 of the principal Regulations

2.—(1) Regulation 2 of the principal Regulations (interpretation) is amended as follows provided by paragraphs (2) and (3).

(2) In the definition of "family", after sub-paragraph (a), insert —

(**1**) See S.I. 1999/283 (N.I. 1) Article 3(6)
(**2**) S.I. 1972/1265 (N.I. 14); relevant amending Instruments are S.I. 1988/594 (N.I. 2) Article 14 and S.I. 1991/194 (N.I. 1) Article 34 and Part II of Schedule 5 and S.R. 1999 No.11
(**3**) S.R. 2004 No. 91; relevant amending Regulations are S.R. 2004 Nos. 156 and 162, S.R. 2005 Nos. 107 and 386, S.R. 2006 Nos. 136, 190, and 333, S.R. 2007 Nos. 264 and 437 and S.R. 2008 Nos. 39 and 292
(**4**) S.R. 1987 No. 459

"(aa) in regulation 5(1) (cc), in relation to a person who is receiving income–related employment and support allowance it has the meaning given in regulation 2 of the Employment and Support Allowance Regulations (Northern Ireland) 2008(**5**),".

(3) After the definition of "income–based jobseeker's allowance" insert —

""income–related employment and support allowance" means an employment and support allowance, entitlement to which is based on section 1 (2)(b) of the Welfare Reform Act (Northern Ireland) 2007(**6**);".

Amendment of regulation 5 of the principal Regulations

3. In regulation 5 of the principal Regulations (entitlement to full remission and payment), in paragraph (1) —

(a) after sub–paragraph (c) insert —

"(cc) he is receiving income–related employment and support allowance;"; and

(b) in sub–paragraph (d), after "income based jobseeker's allowance" insert ", income–related employment and support allowance".

Modification of the Income Support Regulations in Schedule 1 to the principal Regulations

4.—(1) Schedule 1 to the principal Regulations (Modifications of the Income Support (General) Regulations (Northern Ireland) 1987) is amended as provided by paragraph (2).

(2) In Table A, in the modifications of regulation 66A of the Income Support Regulations (treatment of student loans), in the first entry, for "Guide to Student Support issued by the Student Awards Agency for Scotland 2007-2008" substitute "Guide to Student Support issued by the Student Awards Agency for Scotland 2008-2009(**7**)".

Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on 19th September 2008

L.S.

Christine Jendoubi
A senior officer of the
Department of Health, Social Services and
Public Safety

(**5**) S.R. 2008 No. 280
(**6**) 2007 c.2
(**7**) The Guide is available on the Student Awards Agency for Scotland website at