STATUTORY RULES OF NORTHERN IRELAND

2005 No. 107

HEALTH AND PERSONAL SOCIAL SERVICES

Travelling Expenses and Remission of Charges (Amendment) Regulations (Northern Ireland) 2005

Made - - - -	*15th March 2005*
Coming into operation –	
Regulations 2, 4 and 6	*1st April 2005*
Regulation 3	*6th April 2005*
Regulation 5	*11th April 2005*

The Department of Health, Social Services and Public Safety(**1**), in exercise of the powers conferred on it 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, and of all other powers enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Travelling Expenses and Remission of Charges (Amendment) Regulations 2005 and shall come into operation –

(a) regulations 2, 4 and 6 on 1st April 2005;

(b) regulation 3 on 6th April 2005; and

(c) regulation 5 on 11th April 2005.

(2) In these Regulations "the principal Regulations" means the Travelling Expenses and Remission of Charges Regulations (Northern Ireland) 2004(**3**).

Amendments of regulation 2 of the principal Regulations

2.—(1) Regulation 2 of the principal Regulations (Interpretation) is amended as follows.

(**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
(**3**) S.R. 2004 No. 91; relevant amending Regulations are S.R. 2004 Nos. 156 and 162

(2) Before the definition of "appropriate office" insert –

""annuity contract" means a contract that provides for periodic payments starting from a stated or contingent date and continuing for a fixed period or for the life of the annuity;".

(3) After the definition of "capital limit" insert –

""child" means a person under the age of 16;".

(4) After the definition of "date of claim" insert –

""dependant child or young person" means any child or young person who is treated as the responsibility of the claimant or his partner, where that child or young person is a member of the claimant's household;".

(5) After the definition of "disability element" insert –

""earnings" has the meaning given in regulations 35 and 37 of the Income Support Regulations".

(6) After the definition of "health care professional" insert –

""household" means –

(a) a group of people who have a common address as their only or main residence and who either share one meal a day or share the living accommodation at that residence; or

(b) the only or main residence of a single person who does not share either one meal a day or the living accommodation at that residence with another person;".

(7) After the definition of "nursing home" insert –

""occupational pension scheme" has the meaning given by section 1 of the Pension Schemes (Northern Ireland) Act 1993(**4**);".

(8) After the definition of "pension credit savings credit" insert –

""personal pension scheme" has the meaning given by section 1 of the Pension Schemes (Northern Ireland) Act 1993;".

(9) After the definition of "severe disability element" insert –

""single person" means a person who does not have a partner and is not responsible for, and is not a member of the same household as, a child or young person;".

(10) After the definition of "working tax credit" insert –

""young person" has the meaning prescribed in regulation 14 of the Income Support Regulations;".

Amendment of regulation 5 of the principal Regulations

3. In regulation 5(1)(e) of the principal Regulations (Entitlement to full remission and payment) for "£14,600" there shall be substituted "£15,050".

Amendment of Regulation 8 of the principal Regulations

4.—(1) Regulation 8 of the principal Regulations (Notices of entitlement) is amended as follows.

(2) After paragraph (5)(b) insert –

"(c) in the case of a notice issued to a person mentioned in paragraph (5A) it is valid for the length of time specified in that paragraph.".

(3) After paragraph (5) insert –

(**4**) 1993 (c. 49); section 1 was amended by paragraph 2(1) of Schedule 2 to the Welfare Reform and Pensions (Northern Ireland) Order 1999 (S.I. 1999/3147 (N.I. 11))