STATUTORY RULES OF NORTHERN IRELAND

2003 No. 221

EMPLOYMENT

Social Security Contributions and Benefits (Northern Ireland) Act 1992 (Application of Parts XIIZA and XIIZB to Adoptions from Overseas) Regulations (Northern Ireland) 2003

Made - - - -	*7th April 2003*
Coming into operation	*8th April 2003*

The Department for Employment and Learning in exercise of the powers conferred on it by sections 167ZK and 167ZT of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**1**), and of every other power enabling it in that behalf, hereby makes the following Regulations, which contain only regulations made by virtue of and consequential upon Articles 5 and 6 of the Employment (Northern Ireland) Order 2002(**2**) and which are made before the end of the period of 6 months beginning with the coming into operation of that statutory provision(**3**) –

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security Contributions and Benefits (Northern Ireland) Act 1992 (Application of Parts XIIZA and XIIZB to Adoptions from Overseas) Regulations (Northern Ireland) 2003 and shall come into operation on 8th April 2003.

(2) In these Regulations –

"the Act" means the Social Security Contributions and Benefits (Northern Ireland) Act 1992;

"adoption from overseas" means the adoption of a child who enters Northern Ireland from outside the United Kingdom in connection with or for the purposes of adoption which does not involve the placement of the child for adoption under the law of any part of the United Kingdom.

Application of Part XIIZA of the Act to adoptions from overseas

2. Part XIIZA of the Act shall apply in relation to adoptions from overseas, with the modifications of sections 167ZB, 167ZE and 167ZJ of the Act specified in the second column of Schedule 1.

(**1**) 1992 c. 7; sections 167ZA to 167ZK of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 (Part XIIZA) were inserted by Article 5 of the Employment (Northern Ireland) Order 2002 (S.I.2002/2836 (N.I. 2)), and sections 167ZL to 167ZT (Part XIIZB) by Article 6 of that Order

(**2**) S.I. 2002/2836 (N.I. 2)

(**3**) *See* section 150(5)(b) of the Social Security Administration (Northern Ireland) Act 1992 (c. 8)

Application of Part XIIZB of the Act to adoptions from overseas

3. Part XIIZB of the Act shall apply in relation to adoptions from overseas, with the modifications of sections 167ZL and 167ZS of the Act specified in the second column of Schedule 2.

Sealed with the Official Seal of the Department for Employment and Learning on 7th April 2003.

R. B. Gamble
A senior officer of the
Department for Employment and Learning

SCHEDULE 1 Regulation 2

APPLICATION OF PART XIIZA OF THE ACT TO ADOPTIONS FROM OVERSEAS

Provision	*Modification*
Section 167ZB(2)	For "The conditions are" substitute "Subject to subsection (3A), the conditions are". In paragraph (a)(i), for "who is placed for adoption under the law of any part of the United Kingdom" substitute "who is adopted from overseas". In paragraph (a)(ii), for "a person with whom the child is so placed for adoption" substitute "an adopter of the child". In paragraph (d), for "the day on which the child is placed for adoption" substitute "the day on which the child enters Northern Ireland". In paragraph (e), for "a person with whom the child is placed for adoption" substitute "an adopter of the child".
Section 167ZB(3)	For "the adopter is notified of being matched with the child for the purposes of adoption" substitute "official notification is sent to the adopter". After subsection (3), insert the following subsection – "(3A) Where at the time that the adopter is sent official notification the person has been in employed earner's employment with an employer for less than a continuous period of 26 weeks, subsection (2)(b) shall have effect as if the words "ending with the relevant week" were omitted.".
Section 167ZB(6)	For "the placement for adoption of more than one child as part of the same arrangement" substitute "the adoption from overseas of more than one child as part of the same arrangement".
Section 167ZB(7)	Omit subsection (7).
Section 167ZE(3)	In paragraph (b), for "with the date of the child's placement for adoption" substitute "with the date of the child's entry into Northern Ireland".
Section 167ZE(10)	For subsection (10) substitute –