STATUTORY RULES OF NORTHERN IRELAND

1998 No. 204

HOUSING; RATES; SOCIAL SECURITY

The Social Security (Student Amounts Amendment) Regulations (Northern Ireland) 1998

Made - - - - 3rd June 1998
Coming into operation in accordance with regulation 1(1)

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 122(1), 129(2) and (4), 132(3) and (4)(b) and 171(1) and (3) to (5) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**1**) and Article 14(1) and (4)(b) of the Jobseekers (Northern Ireland) Order 1995(**2**) and of all other powers enabling it in that behalf, with the consent of the Department of the Environment for Northern Ireland(**3**) in so far as regulation 2(*b*) is concerned, and after agreement by the Social Security Advisory Committee that proposals in respect of that regulation should not be referred to it(**4**), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Student Amounts Amendment) Regulations (Northern Ireland) 1998 and shall come into operation as follows—

(a) regulation 1 on 3rd August 1998;

(b) regulation 2(*a*) and (*e*)—

(i) in a case where a student's period of study begins on or after 1st August 1998 but before 31st August 1998, on the first day of that period;

(ii) in any other case, on 31st August 1998,

so, however, that regulation 2(*a*) and (*e*) shall have effect in relation to any particular claimant at the beginning of the first benefit week to commence for that claimant on or after the day mentioned in head (i) or the date mentioned in head (ii), whichever applies in his case; and for this purpose the expression "benefit week" has the same meaning

(**1**) 1992 c. 7
(**2**) S.I. 1995/2705 (N.I. 15)
(**3**) *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))
(**4**) *See* section 150(1)(*b*) of the Social Security Administration (Northern Ireland) Act 1992 (c. 8)

as in regulation 2(1) of the Income Support Regulations(**5**) or, as the case may be, in regulation 1(2) of the Jobseeker's Allowance Regulations(**6**);

(c) regulations 2(*b*) and 3—

(i) in a case where a student's period of study begins on or after 1st August 1998 but before 31st August 1998, on the first Monday of that period;

(ii) in any other case, on 31st August 1998;

(d) regulation 2(*c*) and (*d*)—

(i) in a case where a student's period of study begins on or after 1st August 1998 but before 31st August 1998, on the first Tuesday of that period;

(ii) in any other case, on 1st September 1998.

(2) In these Regulations—

"the Housing Benefit Regulations" means the Housing Benefit (General) Regulations (Northern Ireland) 1987(**7**);

"the Income Support Regulations" means the Income Support (General) Regulations (Northern Ireland) 1987(**8**);

"the Jobseeker's Allowance Regulations" means the Jobseeker's Allowance Regulations (Northern Ireland) 1996(**9**).

(3) The Interpretation Act (Northern Ireland) 1954(**10**) shall apply to these Regulations as it applies to a Measure of the Northern Ireland Assembly.

Amendment to the calculation of a student's grant income

2. In the following provisions (which all relate to the calculation of a student's grant income) for "£287" in each place where it occurs there shall be substituted "£295"—

(a) regulation 62(2)(*g*) of the Income Support Regulations(**11**);

(b) regulation 53(2)(*g*) of the Housing Benefit Regulations(**12**);

(c) regulation 38(2)(*f*) of the Family Credit (General) Regulations (Northern Ireland) 1987(**13**);

(d) regulation 42(2)(*e*) of the Disability Working Allowance (General) Regulations (Northern Ireland) 1992(**14**);

(e) regulation 131(2)(*f*) of the Jobseeker's Allowance Regulations(**15**).

Amendment of regulation 51 of the Housing Benefit Regulations

3. In regulation 51(1) of the Housing Benefit Regulations(**16**) (eligible rent) for "£17·85" there shall be substituted "£18·30".

(**5**) The definition of "benefit week" was amended by regulation 2(*a*) of S.R. 1988 No. 318
(**6**) The definition of "benefit week" was amended by regulation 2(2) of S.R. 1996 No. 358 and regulation 2(2)(*a*) of S.R. 1996 No. 503
(**7**) S.R. 1987 No. 461; relevant amending Regulations are S.R. 1996 No. 405 and S.R. 1997 No. 330
(**8**) S.R. 1987 No. 459; relevant amending Regulations are S.R. 1988 No. 318, S.R. 1996 No. 405 and S.R. 1997 No. 330
(**9**) S.R. 1996 No. 198; relevant amending Regulations are S.R. 1996 Nos. 358 and 503 and S.R. 1997 No. 330
(**10**) 1954 c. 33 (N.I.)
(**11**) Regulation 62(2)(*g*) was amended by regulation 5(9)(*b*) of S.R. 1996 No. 405 and regulation 2(*a*) of S.R. 1997 No. 330
(**12**) Regulation 53(2)(*g*) was amended by regulation 4(5)(*b*) of S.R. 1996 No. 405 and regulation 2(*b*) of S.R. 1997 No. 330
(**13**) S.R. 1987 No. 463; relevant amending Regulations are S.R. 1996 No. 405 and S.R. 1997 No. 330
(**14**) S.R. 1992 No. 78; relevant amending Regulations are S.R. 1997 No. 330
(**15**) Regulation 131(2)(*f*) was amended by regulation 24 of S.R. 1996 No. 358 and regulation 2(*e*) of S.R. 1997 No. 330
(**16**) Regulation 51(1) was amended by regulation 3 of S.R. 1997 No. 330