STATUTORY RULES OF NORTHERN IRELAND

1997 No. 123

HOUSING; RATES

The Housing Benefit (General) (Amendment No. 2) Regulations (Northern Ireland) 1997

Made - - - - 4th March 1997
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)(*d*), 129(4), 131(1) and 171(1) and (3) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**1**) and of all other powers enabling it in that behalf, with the consent of the Department of the Environment for Northern Ireland(**2**) in so far as its consent is required, and after agreement by the Social Security Advisory Committee that proposals in respect of these Regulations should not be referred to it(**3**), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Housing Benefit (General) (Amendment No. 2) Regulations (Northern Ireland) 1997 and shall come into operation as follows—

(a) regulation 1 on 1st April 1997;

(b) regulations 2 to 5 in any case to which paragraph (2) applies, on 1st April 1997 and in any other case, on 7th April 1997.

(2) This paragraph applies in any case where—

(a) rent is payable at intervals of one month or any other interval which is not a week or a multiple thereof, or

(b) payments by way of rates are not made together with payments of rent at weekly intervals or multiples thereof.

(3) To the extent that any provision of these Regulations is due to come into operation on the same day as any provision of the Regulations listed in paragraph (4), these Regulations shall come into operation immediately after those Regulations.

(4) The Regulations referred to in paragraph (3) are—

(**1**) 1992 c. 7
(**2**) *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))
(**3**) *See* section 150(1)(*b*) of the Social Security Administration (Northern Ireland) Act 1992 (c. 8)

(a) the Income-Related Benefits and Jobseeker's Allowance (Personal Allowances for Children and Young Persons) (Amendment) Regulations (Northern Ireland) 1996(**4**);

(b) the Social Security (Non-Dependant Deductions) Regulations (Northern Ireland) 1997(**5**).

(5) In these Regulations "the principal Regulations" means the Housing Benefit (General) Regulations (Northern Ireland) 1987(**6**).

(6) The Interpretation Act (Northern Ireland) 1954(**7**) shall apply to these Regulations as it applies to a Measure of the Northern Ireland Assembly.

Amendment of regulation 18 of the principal Regulations

2. In regulation 18(1) of the principal Regulations(**8**) (patients)—

(a) in sub-paragraphs (*a*), (*b*) and (*d*)(ii) for "£15·30" there shall be substituted "£15·60";

(b) in sub-paragraphs (*c*)(i) and (*d*)(i) for "£12·25" there shall be substituted "£12·50";

(c) in sub-paragraph (*c*)(ii) for "£30·60" there shall be substituted "£31·20".

Amendment of regulation 63 of the principal Regulations

3. In regulation 63 of the principal Regulations (non-dependant deductions)—

(a) in paragraph (1)(*b*)(ii)(**9**) for "£1·30" there shall be substituted "£1·50";

(b) in paragraph (2)(**10**)—

(i) in sub-paragraph (*d*) for "£114·00" there shall be substituted "£116·00";

(ii) in sub-paragraph (*e*) for "£114·00" and "£2·60" there shall be substituted "£116·00" and "£3·00" respectively.

Amendment of Schedule 2 to the principal Regulations

4. In Schedule 2 to the principal Regulations (applicable amounts)—

(a) subject to paragraph (*b*), for Part I (personal allowances) there shall be substituted the Part set out in Schedule 1 to these Regulations;

(b) in paragraph 2 as it has effect by virtue of regulation 10(1) of the Income-Related Benefits and Jobseeker's Allowance (Personal Allowances for Children and Young Persons) (Amendment) Regulations (Northern Ireland) 1996 (transitional provisions)—

(i) in sub-paragraph (*b*) for "£24·10" there shall be substituted "£24·75";

(ii) in sub-paragraph (*c*) for "£28·85" there shall be substituted "£29·60";

(iii) in sub-paragraph (*d*) for "£37·90" there shall be substituted "£38·90";

(c) in Part II (family premium) in paragraph 3(*b*)(**11**) for "£10·55" there shall be substituted "£10·80";

(**4**) S.R. 1996 No. 476
(**5**) S.R. 1997 No. 3
(**6**) S.R. 1987 No. 461; relevant amending Rules are S.R. 1989 Nos. 125 and 260, S.R. 1990 Nos. 136 and 345, S.R. 1992 Nos. 85, 404 and 549, S.R. 1993 Nos. 145, 195 and 233, S.R. 1996 Nos. 73, 84 and 448 and S.R. 1997 Nos. 3, 4 and 113
(**7**) 1954 c. 33 (N.I.)
(**8**) Regulation 18(1) was amended by regulation 2 of S.R. 1996 No. 84, regulation 7(*c*) of S.R. 1996 No. 448 and regulation 2 of S.R. 1997 No. 4
(**9**) Regulation 63(1) was amended by regulation 8(*a*) of S.R. 1990 No. 136, regulation 7(*a*)(i) of S.R. 1992 No. 549, regulation 3 of S.R. 1996 No. 84, regulation 2(*c*) of S.R. 1997 No. 3 and Article 21(*b*) of S.R. 1997 No. 113
(**10**) Paragraph (2) was substituted by regulation 2(*b*) of S.R. 1992 No. 85 and amended by regulation 7(*b*) of S.R. 1992 No. 549, regulation 3(*d*) of S.R. 1996 No. 84, regulation 2(*c*) of S.R. 1997 No. 3 and Article 21(*b*) of S.R. 1997 No. 113
(**11**) Paragraph (3) was amended by regulation 6(*a*) of S.R. 1997 No. 4

(d) for Part IV (amounts of premiums specified in Part III) there shall be substituted the Part set out in Schedule 2 to these Regulations.

Revocations

5. Regulations 2, 3, 4 and 6 of the Housing Benefit (General) (Amendment) Regulations (Northern Ireland) 1996(**12**) are hereby revoked.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on

4th March 1997. *John O'Neill*
Assistant Secretary

The Department of the Environment for Northern Ireland hereby consents to the foregoing Regulations.
Sealed with the Official Seal of the Department of the Environment for Northern Ireland on

4th March 1997. *R. E. Aiken*
Assistant Secretary

(**12**) S.R. 1996 No. 84