STATUTORY RULES OF NORTHERN IRELAND

1996 No. 417

ENERGY CONSERVATION

The Domestic Energy Efficiency Grants (Amendment) Regulations (Northern Ireland) 1996

Made - - - -	*10th September 1996*
Coming into operation	*7th October 1996*

The Department of Economic Development, in exercise of the powers conferred on it by Article 17(1), (2), (3), (4), (5), (6), (7) and (10) of the Social Security (Northern Ireland) Order 1990(**1**), and of every other power enabling it in that behalf, with the consent of the Department of Finance and Personnel, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Domestic Energy Efficiency Grants (Amendment) Regulations (Northern Ireland) 1996 and shall come into operation on 7th October 1996.

Interpretation

2. In these Regulations—

"the 1992 Act" means the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**2**); and

"war disablement pension" means any retired pay, pension or allowance granted in respect of any disablement under powers conferred by or under the Air Force (Constitution) Act 1917, the Personal Injuries (Emergency Provisions) Act 1939, the Pensions (Navy, Army, Air Force and Mercantile Marine) Act 1939, the Polish Resettlement Act 1947 or Part VII or section 151 of the Reserve Forces Act 1980.

Amendments

3. The Domestic Energy Efficiency Grants Regulations (Northern Ireland) 1994(**3**) shall be amended in accordance with the following Regulations.

(**1**) S.I.1990/1511 (N.I. 15)
(**2**) 1992 c. 7
(**3**) S.R. 1994 No. 306

Persons who may apply for grant

4.—(1) For regulation 4(1)(*b*) (persons who may apply for grant) substitute—

"(b) who at the time of making the application has, or lives with a spouse who has, attained the age of 60; or

(c) who at the time of making the application is, or lives with a spouse who is, in receipt of an attendance allowance, a disability living allowance (as provided for in Part III of the 1992 Act), a disability working allowance, family credit, housing benefit, income support (each as provided for in Part VII of the 1992 Act), or an income-based jobseeker's allowance within the meaning of the Jobseekers (Northern Ireland) Order 1995(**4**), or

(d) who at the time of making the application is, or lives with a spouse who is, in receipt of a war disablement pension, and

(i) a mobility supplement or a payment intended to compensate for the non-payment of such a supplement, or

(ii) a payment made under regulations made under paragraph 4(2)(*b*) of Schedule 8 to the 1992 Act (constant attendance allowance).".

(2) In regulation 4(2)—

(a) before the definition of householder insert—

""an attendance allowance" means—

(a) an attendance allowance under Part III of the 1992 Act;

(b) a payment made under Article 14, 15, 16, 43 or 44 of the Personal Injuries (Civilians) Scheme 1983(**5**) or any analogous payment;

(c) any payment based on need for attendance which is paid with a war disablement pension; or

(d) any payment intended to compensate for the non-payment of any payment, allowance or pension mentioned in sub-paragraphs (*a*) to (*c*) of this definition;";

(b) After the definition of householder insert—

""mobility supplement" means a mobility supplement under—

(a) Article 26A of the Naval, Military or Air Forces etc. (Disablement and Death) Service Pensions Order 1983(**6**) (including such a supplement payable by virtue of the application of that article by any other scheme or order); or

(b) under Article 25A of the Personal Injuries (Civilians) Scheme 1983 (including that article as applied by Article 48A of that Scheme)(**7**).".

Grant applications

5. In regulation 5(3) (application for grant)—

(a) in sub-paragraphs (*a*) and (*b*) for "in a case where the applicant proposes to carry out the works himself" substitute "in a case where the applicant proposes that the works will not be carried out, or arranged to be carried out, by a network installer"; and

(**4**) S.I. 1995/2705 (N.I. 15)
(**5**) S.I. 1983/686; relevant amending instruments are S.I. 1983/1164 and 1984/1675
(**6**) S.I. 1983/883; Article 26A was inserted by S.I. 1983/1116 and amended by S.I. 1983/1521, S.I. 1986/592, 1990/1308, 1991/766, 1992/710 and 1995/766
(**7**) Article 25A was inserted by S.I. 1983/1164 and amended by S.I. 1983/1540, 1986/628, 1990/1300, 1991/708 and 1992/702; Article 48A was inserted by S.I. 1984/1289