1994 No. 160

HEALTH AND PERSONAL SOCIAL SERVICES

The Health and Personal Social Services (Assessment of Resources) (Amendment) Regulations (Northern Ireland) 1994

Made	*22nd April 1994*
Coming into operation . .	*2nd May 1994*

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 36(6) and 99(5) of the Health and Personal Social Services (Northern Ireland) Order 19772(**a**) 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 Health and Personal Social Services (Assessment of Resources) (Amendment) Regulations (Northern Ireland) 1994 and shall come into operation on 2nd May 1994.

(2) In these regulations, ''the principal regulations'' means the Health and Personal Social Services (Assessment of Resources) Regulations (Northern Ireland) 1993(**b**).

Amendment of Schedule 1 to the principal regulations

2. In Part III of Schedule 1 to the principal regulations (transitional provisions) after sub-paragraph (7) of paragraph 8 there shall be added the following sub-paragraph—

> ''(8) Where a resident's capital is increased so that when calculated in accordance with Part III of these regulations it amounts to more than the amount prescribed (''the prescribed amount'') for the purposes of section 130(1) of the Contributions and Benefits Act(**c**) (exclusions from benefit) and where before that increase his capital calculated under that Part amounted to less than the prescribed amount the provisions of this Part of this Schedule shall not apply to him from the date of the increase in capital.''.

(**a**) S.I. 1972/1265 (N.I. 14); Article 36 was substituted by Article 25 of S.I. 1991/194 (N.I. 1), and then amended by paragraph 2(4) and (5) of Schedule 1 to S.I. 1992/3204 (N.I. 20); and Article 99 was substituted by Article 27 of S.I. 1991/194 (N.I. 1)

(**b**) S.R. 1993 No. 127, as amended by S.R. 1993 No. 234, S.R. 1993 No. 438 and Schedule 5 to S.R. 1994 No. 65

(**c**) *See* regulation 45 of the Income Support Regulations, as amended by regulation 5(2) of S.R. 1990 No. 137. The amount prescribed is currently £8,000