1992 No. 236

SOCIAL SECURITY

The Income Support (General) (Amendment No. 2) Regulations (Northern Ireland) 1992

Made . . . . . 22nd May 1992

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 21(1)(*a*) and 23(9)(*a*) of the Social Security (Northern Ireland) Order 1986(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation

1. These regulations may be cited as the Income Support (General) (Amendment No. 2) Regulations (Northern Ireland) 1992.

Amendment of the Income Support (General) Regulations (Northern Ireland) 1987

2. In regulation 42 of the Income Support (General) Regulations (Northern Ireland) 1987(**b**) (notional income)—

(*a*) in paragraph (3) after "shall" there shall be inserted "except for any amount to which paragraph (3A) or (3B) applies";

(*b*) after paragraph (3) there shall be inserted the following paragraphs—

"(3A) This paragraph applies to an amount which is due to be paid to the claimant under an occupational pension scheme but which is not paid because the trustees or managers of the scheme have suspended or ceased payments to the scheme's members due to an insufficiency of resources.

(3B) This paragraph applies to any amount by which a payment made to the claimant from an occupational pension scheme falls short of the payment to which he was due under the scheme where the shortfall arises because the trustees or managers of the scheme have insufficient resources available to them to meet in full the scheme's liabilities to its members.";

(a) S.I. 1986/1888 (N.I. 18); Article 81(1) provides for section 155(1) to (3) of the Social Security (Northern Ireland) Act 1975 (c. 15) (extent of powers) to apply to the regulation-making powers conferred by this Order

(b) S.R. 1987 No. 459, to which there are amendments not relevant to these regulations