1992 No. 95

SOCIAL SECURITY

The Social Security (Invalid Care Allowance) (Amendment) Regulations (Northern Ireland) 1992

Made	*6th March 1992*
Coming into operation . .	*6th April 1992*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 37(8) of the Social Security (Northern Ireland) Act 1975(**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 Social Security (Invalid Care Allowance) (Amendment) Regulations (Northern Ireland) 1992 and shall come into operation on 6th April 1992.

(2) In these regulations "the principal regulations" means the Social Security (Invalid Care Allowance) Regulations (Northern Ireland) 1976(**b**).

Substitution of regulation 5 of the principal regulations

2. For regulation 5 of the principal regulations (circumstances in which persons are to be regarded as receiving full-time education) there shall be substituted the following regulation—

"5.—(1) For the purposes of section 37(3) of the Act, a person shall be treated as receiving full-time education for any period during which he attends a course of education at a university, college, school or other educational establishment for twenty-one hours or more a week.

(2) In calculating the hours of attendance at a course of education under paragraph (1) of this regulation—

(*a*) there shall be included the time spent receiving instruction or tuition, undertaking supervised study, examination or practical work or taking part in any exercise, experiment or project for which provision is made in the curriculum of the course; and

(*b*) there shall be excluded any time occupied by meal breaks or spent on unsupervised study, whether undertaken on or off the premises of the educational establishment.

(3) In determining the duration of a period of full-time education under paragraph (1) of this regulation, a person who has started on a course of education shall be treated as attending it for the usual number of

(**a**) 1975 c. 15
(**b**) S.R. 1976 No. 99; the relevant amending regulations are S.R. 1991 No. 56