1991 No. 46

SOCIAL SECURITY

The Income Support (General) (Amendment) Regulations (Northern Ireland) 1991

Made	*14th February 1991*
Coming into operation—	
regulations 1, 8 and 9	*13th March 1991*
regulations 2 to 7 and 10 to 12	*8th April 1991*

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 21(1)(*a*), (3)(*a*) and (*d*), (4) and (12)(*d*) and (*e*) and 23(1), (8) and (9) 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, commencement and interpretation

1.—(1) These regulations may be cited as the Income Support (General) (Amendment) Regulations (Northern Ireland) 1991 and shall come into operation, in relation to a particular claimant, as follows—

(*a*) regulations 1, 8 and 9 at the beginning of the first benefit week to commence for that claimant on or after 13th March 1991;

(*b*) regulations 2 to 7 and 10 to 12 at the beginning of the first benefit week to commence for that claimant on or after 8th April 1991.

(2) In paragraph (1) the expressions "benefit week" and "claimant" have the same meaning as in the principal regulations and in these regulations "the principal regulations" means the Income Support (General) Regulations (Northern Ireland) 1987(**b**).

Amendment of regulation 8 of the principal regulations

2. In regulation 8 of the principal regulations (persons not required to be available for employment)—

(**a**) S.I. 1986/1888 (N.I. 18); Article 21(3) was amended by Article 6(1) of the Social Security (Northern Ireland) Order 1988 (S.I. 1988/594 (N.I. 2)) and by Article 15(1) of the Social Security (Northern Ireland) Order 1989 (S.I. 1989/1342 (N.I. 13)); Article 21(12)(*d*) was substituted by Article 15(2) of the Social Security (Northern Ireland) Order 1989; Article 81(1) provides for section 155(1) to (3A) of the Social Security (Northern Ireland) Act 1975 (c. 15) (extent of powers) to apply to the regulation-making powers conferred by this Order; the said section 155(3A) was inserted by Article 63(1)

(**b**) S.R. 1987 No. 459; the relevant amending regulations are S.R. 1988 Nos. 146, 274 and 318, S.R. 1989 Nos. 249 and 365 and S.R. 1990 Nos. 131, 297 and 305

(*a*) in paragraph (2) ''other than paragraph 5'' shall be omitted; and in sub-paragraph (*a*) for ''regulation 8 of the Social Security (Adjudication) Regulations (Northern Ireland) 1987 (medical references)'' there shall be substituted ''section 115A of the Social Security (Northern Ireland) Act 1975(**a**) (power of adjudicating authorities to refer matters to experts)'';

(*b*) in paragraph (3) after ''other than one to whom'' there shall be inserted ''paragraph (2) or''.

Amendment of regulation 11 of the principal regulations

3. In regulation 11(2)(*a*) of the principal regulations (registration for employment) for ''regulation 8 of the Social Security (Adjudication) Regulations (Northern Ireland) 1987 (medical references)'' there shall be substituted ''section 115A of the Social Security (Northern Ireland) Act 1975 (power of adjudicating authorities to refer matters to experts)''.

Amendment of regulation 13 of the principal regulations

4. In regulation 13(2)(*d*) of the principal regulations (circumstances in which persons in relevant education are to be entitled to income support) for ''parents or any'' there shall be substituted ''parents and any''; and in head (i) for ''parents or that person'' there shall be substituted ''parents and that person''.

Amendment of regulation 13A of the principal regulations

5. In regulation 13A of the principal regulations (persons under 18 years)—

(*a*) in paragraph (2)(*b*) for ''as falls before'' there shall be substituted ''as falls on or before'';

(*b*) in paragraph (3)(*a*) for ''is the date'' there shall be substituted ''is the day before the date'';

(*c*) in paragraph (4)—

(i) for ''Schedule 1A'' there shall be substituted ''Part I of Schedule 1A'',

(ii) sub-paragraph (*b*) shall be omitted;

(*d*) for paragraph (5) there shall be substituted the following paragraph—

''(5) Paragraph (4)(*a*) shall have effect for a period—

(*a*) beginning on the date on which paragraph (4)(*a*) applies to that person which first falls after the relevant date determined in accordance with paragraph (7); and

(*b*) ending on the day before the date on which that person attains the age of 18 or the date on which paragraph (4)(*a*) ceases to apply to him, whichever first occurs.'';

(**a**) Section 115A was inserted by paragraph 3(1) of Schedule 3 to the Social Security (Northern Ireland) Order 1989