

1988 No. 273

SOCIAL SECURITY

**The Child Benefit (General) (Amendment) Regulations
(Northern Ireland) 1988**

Made 29th July 1988

Coming into operation—

*regulations 1, 2, 3,
5, 7 and 8*

5th August 1988

regulations 4 and 6

12th September 1988

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 4(1)(aa), (2) and (3), 6(1) and 8(3) of the Child Benefit (Northern Ireland) Order 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 Child Benefit (General) (Amendment) Regulations (Northern Ireland) 1988 and shall come into operation as follows—

(a) regulations 1, 2, 3, 5, 7 and 8 on 5th August 1988; and

(b) regulations 4 and 6 on 12th September 1988.

(2) In these regulations “the principal regulations” means the Child Benefit (General) Regulations (Northern Ireland) 1979(b).

Amendment of regulation 1(2) of the principal regulations

2. In regulation 1(2) of the principal regulations (interpretation) after the definition of “full-time education” there shall be inserted the following definitions—

“ “remunerative work” means work of not less than 24 hours a week—

(a) in respect of which payment is made; or

(b) which is done in expectation of payment;

“youth training programme” means—

(a) arrangements made under section 1 of the Employment and Training Act (Northern Ireland) 1950(c) (general functions of the

(a) S.I. 1975/1504 (N.I. 16); Article 4(1)(aa) was inserted by Article 6(3) of the Social Security (Northern Ireland) Order 1988 (S.I. 1988/594 (N.I. 2)); Article 4(3) was amended by Article 5(5) of the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8)) and Article 6(1) was amended by Article 6(4) of the Social Security (Northern Ireland) Order 1988

(b) S.R. 1979 No. 5; relevant amending regulations are S.R. 1980 No. 261, S.R. 1982 No. 114, S.R. 1987 No. 130 and S.R. 1988 No. 132

(c) 1950 c. 29 (N.I.); section 1(1) and (1A) was substituted by Article 24 of the Industrial Relations (Northern Ireland) Order 1987 (S.I. 1987/936 (N.I. 9)) and section 1(1) and (1A) is further substituted, from 23rd August 1988, by Article 3 of the Employment and Training (Amendment) (Northern Ireland) Order 1988 (S.I. 1988/1087 (N.I. 10))

Department of Economic Development as to employment and training for employment);

- (b) arrangements made by the Secretary of State for Defence for persons enlisted in Her Majesty's forces for any special term of service specified in regulations made under section 2 of the Armed Forces Act 1966(a) (power of Defence Council to make regulations as to engagement of persons in regular forces); or
- (c) for the purposes of the application of Council Regulation (EEC) No. 1408/71(b), any corresponding provisions operated in another member State;

for purposes which include the training of persons who, at the beginning of their training, are under the age of eighteen.”.

Amendment of regulation 6(2) of the principal regulations

3. In regulation 6(2) of the principal regulations (interruption of full-time education) for sub-paragraph (a) there shall be substituted the following sub-paragraph—

- “(a) provision is made for the training of that person, and for an allowance to be payable to that person, under the youth training programme; or”.

Amendment of regulation 7(3) of the principal regulations

4. In regulation 7(3) of the principal regulations (circumstances in which a person who has ceased to receive full-time education is to continue to be treated as a child) for “full-time in gainful employment” there shall be substituted “in remunerative work”.

Substitution of regulation 9 of the principal regulations

5. For regulation 9 of the principal regulations (child receiving financial support under the Disabled Persons (Employment) Act (Northern Ireland) 1945, the Employment and Training Act (Northern Ireland) 1950 or the Industrial Training Act (Northern Ireland) 1964) there shall be substituted the following regulation—

“Child receiving training under the youth training programme

9. Benefit shall not be payable by virtue of Article 4(1)(b) of the Order(c) in respect of a child aged sixteen or over for any week—

- (a) in which training for that child is being provided under the youth training programme; and
- (b) in respect of which an allowance may be paid under that scheme to that child.”.

(a) 1966 c. 45

(b) O.J. No. L149, 5.7.1971; Regulations (EEC) No. 1408/71 and No. 574/72 were restated in amended form in Council Regulation (EEC) No. 2001/83 (O.J. No. L230, 22.8.1983) and further amended by Council Regulations (EEC) No. 1660/85 (O.J. No. L160, 20.6.1985), 1661/85 (O.J. No. L160, 20.6.1985) and 3811/86 (O.J. No. L355, 16.12.1986), Commission Regulation (EEC) No. 513/86 (O.J. No. L51, 28.2.1986) and Articles 60 and 220 of, and Point 1, Part VIII of Annex I to the Act of Accession to the European Communities of Spain and Portugal

(c) Article 4(1)(b) was amended by Article 71(1)(a) of the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))