1987 No. 149

SOCIAL SECURITY

The Supplementary Benefit (Conditions of Entitlement) (Amendment) Regulations (Northern Ireland) 1987

Made	*30th March 1987*
Coming into operation . .	*6th April 1987*

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 7 and 9(2) and (3) of the Supplementary Benefits (Northern Ireland) Order 1977(**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 Supplementary Benefit (Conditions of Entitlement) (Amendment) Regulations (Northern Ireland) 1987 and shall come into operation on 6th April 1987.

(2) In these regulations "the principal regulations" means the Supplementary Benefit (Conditions of Entitlement) Regulations (Northern Ireland) 1981(**b**).

Amendment of regulation 2 of the principal regulations

2. In regulation 2 of the principal regulations (interpretation)—

(*a*) after the definition of "person affected by a trade dispute" there shall be inserted the following definition—

" "relevant enactment" has the meaning assigned to it in regulation 2 of the Supplementary Benefit (Single Payments) Regulations (Northern Ireland) 1981(**c**);";

(*b*) after the definition of "training allowance" there shall be added the following definition—

" "voluntary organisation" means any association carrying on or proposing to carry on any activities otherwise than for the purpose of gain by the association or by individual members thereof.".

Amendment of regulation 4 of the principal regulations

3. In regulation 4 of the principal regulations (meaning of employment for

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(**a**) S.I. 1977/2156 (N.I. 27); provisions of the Supplementary Benefits (Northern Ireland) Order 1977, as amended by Article 7 of, and Part I of Schedule 2 to, the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8)), are set out in Part II of that Schedule: Article 7 of the 1977 Order was substituted by Article 31(1) of the Social Security (Northern Ireland) Order 1982 (S.I. 1982/1084 (N.I. 16))

(**b**) S.R. 1981 No. 371; the relevant amending regulations are S.R. 1982 No. 240 and S.R. 1984 No. 266

(**c**) S.R. 1981 No. 369; the relevant amending regulations are S.R. 1986 No. 262

the purposes of Article 7 of the Order) for paragraph (*c*) there shall be substituted the following paragraph—

"(*c*) for which he would normally be engaged—

(i) for not less than 30 hours a week, or

(ii) if he is mentally or physically disabled, for such lesser number of hours as, having regard to his disability, he is usually capable of working, or

(iii) in either case, if he is normally engaged for less than the number of hours prescribed in sub-paragraphs (i) and (ii), such employment provided that he is available to be employed for such further number of hours which would in aggregate with the number of hours for which he is normally engaged be not less than the number of hours so prescribed for his case.".

Amendment of regulation 6 of the principal regulations

4. In regulation 6 of the principal regulations (persons not subject to condition of registration and availability for employment)—

(*a*) in paragraph (*jj*)(ii) after "(*a*) to (*d*)" there shall be inserted "or (*f*)"; and

(*b*) in paragraph (*s*)(ii) for all the words after "(*c*)" there shall be substituted ", (*d*) or (*f*) (person receiving relevant education who is a parent, or is severely handicapped, or has no, or is estranged from his, parents or guardian, or is living away from his parents or guardian who are unable financially to support him);".

Amendment of regulation 7 of the principal regulations

5. In regulation 7(1) of the principal regulations (circumstances in which persons are to be treated as available for employment) for "Subject to regulation" there shall be substituted "Subject to regulations 4 and".

Amendment of regulation 8 of the principal regulations

6. In regulation 8(1)(*a*) of the principal regulations (circumstances in which persons are not to be treated as available for employment) for "and regulation 6(*a*), (*i*) or (*j*) does not apply to him" there shall be substituted "to whom paragraph (*a*), (*i*), (*j*) or (*jj*) of regulation 6 has no application".

Amendment of regulation 10 of the principal regulations

7. In regulation 10 of the principal regulations (circumstances in which persons are to be treated as receiving relevant education)—

(*a*) in paragraph (1)—

(i) in sub-paragraph (*a*) after head (iii) there shall be added the following head—

"(iv) receiving education which is recognised by the Department under Article 4(1A) of the Child Benefit (Northern Ireland) Order 1975(**a**); or",

(**a**) S.I. 1975/1504 (N.I. 16); Article 4(1A) was inserted by Article 71(1)(*b*) of the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))