1985 No. 207

SOCIAL SECURITY

The Supplementary Benefit (Requirements) (Amendment) and Up-rating Regulations (Northern Ireland) 1985

Made . . . . . *5th August 1985*

Coming into operation . . .

Except for regulation 2(4), (5)(d) and (6) *25th November 1985*
Regulation 2(4), (5)(d) and (6) *5th August 1985*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 5(1) of, and paragraph 2(1) and (4) of Schedule 1 to, the Supplementary Benefits (Northern Ireland) Order 1977(**a**) and of all other powers enabling it in that behalf, and with the consent of the Department of Finance and Personnel(**b**), hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Supplementary Benefit (Requirements) (Amendment) and Up-rating Regulations (Northern Ireland) 1985 and shall come into operation on 25th November 1985, except for regulation 2(4), (5)(*d*) and (6) which shall come into operation on 5th August 1985.

(2) In these regulations—

"Requirements Regulations" means the Supplementary Benefit (Requirements) Regulations (Northern Ireland) 1983(**c**);

"Single Payments Regulations" means the Supplementary Benefit (Single Payments) Regulations (Northern Ireland) 1981(**d**).

Amendment of, and increase of amounts specified in, the Requirements Regulations

2.—(1) Amounts specified in the Requirements Regulations shall be amended in accordance with the following paragraphs of this regulation, and the Table of normal requirements of relevant persons and householders set out in paragraph 2(3) of Schedule 1 to the Supplementary Benefits (Northern Ireland) Order 1977 shall have effect as modified by the Requirements Regulations as amended by paragraphs (2) and (3) of this regulation.

(**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

(**b**) Formerly the Department of Finance: *see* S.I. 1982/338 (N.I. 6), Article 3. *See also* Article 41(1) of the Supplementary Benefits (Northern Ireland) Order 1977, as amended by the Social Security (Northern Ireland) Order 1980

(**c**) S.R. 1983 No. 61; the relevant amending regulations are S.R. 1983 Nos. 215, 247 and 291, S.R. 1984 Nos. 79, 278, 348 and 446 and S.R. 1985 No. 91

(**d**) S.R. 1981 No. 369; the relevant amending regulations are S.R. 1982 No. 242, S.R. 1983 No. 247 and S.R. 1984 Nos. 266 and 348

(2) In regulation 5 (normal requirements of relevant persons and householders)—

(*a*) in paragraph (1)(*c*) for "£0·20" there shall be substituted "£1·30";

(*b*) in paragraph (2)(*d*) for "£1·50" there shall be substituted "£0·70";

(*c*) in paragraph (3)(*b*) for "£0·10" there shall be substituted "£0·80";

(*d*) in paragraph (3A)(*b*) for "£0·80" there shall be substituted "£0·35".

(3) In regulation 9 (modification of normal requirements of boarders)—

(*a*) in paragraph (6A) for "£16·15" there shall be substituted "£17·30" and for "£32·30" in both places where it occurs there shall be substituted "£34·60";

(*b*) in paragraph (9) for "£8·50" there shall be substituted "£8·95" and—

(i) in sub-paragraph (*a*) for "£20·60" in head (i) and "£18·50" in head (ii) there shall be substituted "£21·70" and "£19·40" respectively;

(ii) in sub-paragraph (*b*) for "£10·30" in head (i) and "£9·25" in head (ii) there shall be substituted "£10·85" and "£9·70" respectively;

(iii) in sub-paragraph (*c*) for "£9·25" in head (i), "£5·55" in head (ii), "£4·75" in head (iii) and "£3·10" in head (iv) there shall be substituted "£9·70", "£5·85", "£5·00" and "£3·25" respectively.

(4) In regulation 11 (2B)(*b*) (additional requirements) for "7(*b*)" there shall be substituted "7(*a*)".

(5) In regulation 12(2) (heating)—

(*a*) in sub-paragraph (*b*) for "and 6" there shall be substituted ", 6 and 6A";

(*b*) in sub-paragraph (*c*)(iii) for "paragraph" there shall be substituted "paragraphs 6A and";

(*c*) in sub-paragraph (*g*)(iii) for "both, of paragraphs 6" there shall be substituted "more than one, of paragraphs 6, 6A";

(*d*) after sub-paragraph (*i*) there shall be added the following sub-paragraph—

"(*j*) no amount shall be applicable to a householder under paragraph 3 unless that paragraph was applicable to him before 5th August 1985 and has been continuously applicable to him since that date or would have been so applicable to him but for the effect in his case of regulation 12(2)(*f*).".

(6) In regulation 14(5)(*b*) (exclusion from housing requirements for certain persons) for "10" there shall be substituted "11".

(7) In regulation 17(1) (amount applicable for maintenance and insurance) for "£1·80" there shall be substituted "£1·85".

(8) In regulation 22 (reduction in amounts applicable for certain occupants of the home)—

(*a*) in paragraph (4)—

(i) in sub-paragraph (*c*) for "£2·35" in head (i), "£6·60" in head (ii) and "£2·35" in head (iii) there shall be substituted "£2·80", "£7·80" and "£2·80" respectively;

(ii) in sub-paragraph (*e*) for "£2·35" there shall be substituted "£2·80";

(*b*) in paragraph (10)(*aa*)(iv) for "£2·90", "£1·45" and "£0·35" there shall be substituted "£3·00", "£1·50" and "£0·40" respectively.

(9) In regulation 23(1) (non-householder's contribution to housing expenses) for "£3·30" there shall be substituted "£3·90".

(10) In Schedule 1 (Normal Requirements), in column (2), for the amount in relation to each provision specified in column (1) thereof indicated in column 1 of Schedule 1 to these regulations, such amount being set out in column 2 of Schedule 1 to these regulations, there shall be substituted the amount specified in relation to it in column 3 of Schedule 1 to these regulations.

(11) In Schedule 3 (Additional Requirements)—

(*a*) in column (2), for the amount in relation to each provision specified in column (1) thereof indicated in column 1 of Schedule 2 to these regulations, such amount being set out in column 2 of that Schedule 2, there shall be substituted the amount specified in relation to it in column 3 of that Schedule 2;

(*b*) in Part I (Heating) after paragraph 6 there shall be inserted the following paragraph—

"6A. A householder in respect of whom the long-term rate for couples or householders, or, as the case may be, that rate as modified by these regulations, is payable and to whom any of the following paragraphs, or such extent of any of those paragraphs as is hereafter in this paragraph provided, of regulation 6 of the Supplementary Benefit (Conditions of Entitlement) Regulations (Northern Ireland) 1981(**a**) (persons not subject to condition of availability for employment) applies, that is to say paragraphs (*c*), (*d*), (*e*), (*i*), (*s*)(ii) or (*u*), in the case of paragraph (*s*)(ii) in so far as it applies by virtue of regulation 11(*b*) of those regulations(**b**) (severely handicapped persons treated as receiving relevant education) and in the case of paragraph (*u*) in so far as it has effect as if the reference therein to "the preceding paragraphs" were a reference only to those paragraphs, or to the extent of those paragraphs, hereinbefore referred to in this paragraph.	6A. £2·20.".

Increase of amounts specified in the Single Payments Regulations

3.—(1) Amounts specified in the Single Payments Regulations shall be increased in accordance with the following paragraphs.

(2) In Schedule 1 (Bedclothes), for the amount specified in column 2 in relation to each item specified in column 1 thereof indicated in column 1 of Schedule 3 to these regulations, such amount being set out in column 2 of that Schedule 3, there shall be substituted the amount specified in relation to it in column 3 of that Schedule 3.

(3) In Schedule 2 (Clothing and Footwear), in each of Parts I (Men's Clothing and Footwear), II (Working Clothes and Footwear), III (Women's Clothing and Footwear), IV (Boys' Clothing and Footwear), V (Girls' Clothing and Footwear) and VI (Baby Clothing), for the amount specified in column 2 in relation to each item specified in column 1 thereof indicated in column 1 of Schedule 4 to these regulations, such amount being set out in column 2 of that Schedule 4, there shall be substituted the amount specified in relation to it in column 3 of that Schedule 4.

(**a**) S.R. 1981 No. 371; the relevant amending regulations are S.R. 1982 Nos. 240 and 295
(**b**) Substituted by S.R. 1984 No. 266

(4) Schedule 1 to the Single Payments Regulations as amended by paragraph (2) is set out in Schedule 5 to these regulations.

(5) Schedule 2 to the Single Payments Regulations as amended by paragraph (3) is set out in Schedule 6 to these regulations.

Sealed with the Official Seal of the Department of Health and Social Services on 5th August 1985.

(L.S.) *C. Davie*

Assistant Secretary

The Department of Finance and Personnel hereby consents to the foregoing regulations.

Sealed with the Official Seal of the Department of Finance and Personnel on 5th August 1985.

(L.S.) *R. G. Smartt*

Assistant Secretary

SCHEDULE 1 Regulation 2(10)

Amounts substituted in Schedule 1 to the Requirements Regulations (Normal Requirements)

Column 1	Column 2	Column 3
Provision of Schedule 1 to the Requirements Regulations	*Old Amount*	*New Amount*
	£	£
Paragraph A (couples)—		
sub-paragraph (*a*)	57·10	60·00
sub-paragraph (*b*)	45·55	47·85
Paragraph B (householders)—		
sub-paragraph (*a*)	35·70	37·50
sub-paragraph (*b*)	28·05	29·50
Paragraph 1 (non-householders not less than 18 or less than 18 with a dependant)—		
sub-paragraph (*a*)	28·55	30·00
sub-paragraph (*b*)	22·45	23·60
Paragraph 2 (non-householders less than 18 without a dependant)—		
sub-paragraph (*a*)	21·90	23·00
sub-paragraph (*b*)	17·30	18·20
Paragraph 3 (dependants)—		
sub-paragraph (*a*)	22·45	23·60
sub-paragraph (*b*)	17·30	18·20
sub-paragraph (*c*)	14·35	15·10
sub-paragraph (*d*)	9·60	10·10