1984 No. 348

SOCIAL SECURITY

The Supplementary Benefit (Up-rating and Additional Requirements) Regulations (Northern Ireland) 1984

Made	*1st October 1984*
Coming into operation . . .	*26th November 1984*

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 2(2), 4(2) and 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 which correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and which accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980(**c**) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Supplementary Benefit (Up-rating and Additional Requirements) Regulations (Northern Ireland) 1984 and shall come into operation on 26th November 1984.

(2) In these regulations—

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

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

Amendment of 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 paragraph (2) of this regulation.

(**a**) S.I. 1977/2156 (N.I. 27); *see* definitions of "prescribed" and "regulations" in Article 2(2); 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**) 1980 c. 30

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

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

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

(*a*) in paragraph (1)(*c*) for "increased by £0·05" there shall be substituted "reduced by £0·20";

(*b*) in paragraph (2)(*d*) for "£1·55" there shall be substituted "£1·50";

(*c*) in paragraph (3)(*b*) for "increased by £0·05" there shall be substituted "reduced by £0·10";

(*d*) in paragraph (3A)(*b*) for "£0·85" there shall be substituted "£0·80".

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

(*a*) in paragraph (4)(*b*)—

(i) in head (i) for "£1·00" there shall be substituted "£1·10",

(ii) in head (ii) for "£1·45" there shall be substituted "£1·55",

(iii) in head (iii) for "£1·45" there shall be substituted "£1·55";

(*b*) in paragraph (6A) for "£15·35" there shall be substituted "£16·15" and for "£30·70" in the first place where it occurs there shall be substituted "£32·30";

(*c*) in paragraph (9)—

(i) in sub-paragraph (*a*), in head (i) for "£19·70" there shall be substituted "£20·60" and in head (ii) for "£17·70" there shall be substituted "£18·50",

(ii) in sub-paragraph (*b*), in head (i) for "£9·85" there shall be substituted "£10·30" and in head (ii) for "£8·85" there shall be substituted "£9·25",

(iii) in sub-paragraph (*c*) for "£8·85" in head (i), "£5·30" in head (ii), "£4·55" in head (iii) and "£2·95" in head (iv) there shall be substituted "£9·25", "£5·55", "£4·75" and "£3·10" respectively.

(4) In regulation 11 (additional requirements)—

(*a*) in paragraph (2) for "The weekly amount" there shall be substituted "Subject to paragraphs (2A) and (2B), the weekly amount";

(*b*) after paragraph (2) there shall be inserted the following paragraphs—

"(2A) Subject to paragraph (2B), where the long-term rate for normal requirements is applicable to the claimant, whether as a person to whom paragraph 1(*a*) or 3(*a*) of the Table applies or under regulation 7, the weekly amount of his additional requirements shall be the amount by which the amount or, if more than one amount, the aggregate of the amounts applicable to him, or to any partner or dependant of his, under any one or more paragraphs of Schedule 3, exceeds £1.

(2B) Paragraph (2A) shall not apply to an amount which is applicable—

(*a*) under paragraph 8, 11 or 12 of Schedule 3, or

(*b*) where the amount is applicable in respect of a dependant, under paragraph 1, 6, 7(*b*), 9, 10, 13, 17 or 17A of Schedule 3, or

(*c*) where the amount is applicable solely or partly by reason of the physical or mental condition of a dependant, under paragraph 16(*b*) of Schedule 3,

and such an amount shall not be aggregated for the purposes of paragraph (2A) with other amounts, if any, applicable under Schedule 3.".

(5) In regulation 12 (heating)—

(*a*) in paragraph (1) after "Subject to" there shall be inserted "regulation 11 and";

(*b*) in paragraph (2)(*e*) after "paragraph 7" there shall be inserted "and, where there are different applicable amounts, the higher amount shall be applicable".

(6) In regulation 13 (items other than heating)—

(*a*) in paragraph (1) after "Subject to" there shall be inserted "regulation 11 and";

(*b*) paragraphs (5) and (6) shall be omitted.

(7) In regulation 17(1) (cost of maintenance and insurance) for "£1·70" there shall be substituted "£1·80".

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

(*a*) in paragraph (4)—

(i) in sub-paragraph (*c*), in head (ii) for "£4·70" there shall be substituted "£6·60" and in head (iii) for "£2·20" there shall be substituted "£2·35",

(ii) in sub-paragraph (*e*) for "£2·20" there shall be substituted "£2·35";

(*b*) in paragraph (10)(*aa*)(iv) for "£2·70" there shall be substituted "£2·90" and for "£1·35" there shall be substituted "£1·45".

(9) In regulation 23(1) (amount applicable to non-householders in respect of housing expenses) for "£3·10" there shall be substituted "£3·30".

(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), in each provision indicated in column 1 of Schedule 2 to these regulations for the amount specified therein 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) the following paragraph shall be substituted for paragraph 7—

"7. Person who is a householder and he, or any other member of the assessment unit, is aged—	
(*a*) less than 5;	7. (*a*) £2·10;
(*b*) not less than 65;	(*b*) £2·10;
(*c*) not less than 85.	(*c*) £5·20.".

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 of this regulation.

(2) In Schedule 1 (Bedclothes), for the amount specified in column 2 of that Schedule 1 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 of that Schedule 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.

(4) Schedule 1 to the Single Payments Regulations as amended by paragraph (2) and by regulation 6(11) of the Supplementary Benefit (Miscellaneous Amendments) Regulations (Northern Ireland) 1984(**a**) is set out in Schedule 5 to these regulations.

(5) Schedule 2 to the Single Payments Regulations as amended by paragraph (3) and by regulation 6(12) of the Supplementary Benefit (Miscellaneous Amendments) Regulations (Northern Ireland) 1984 is set out in Schedule 6 to these regulations.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 1st October 1984.

(L.S.) *A. N. Burns*
Assistant Secretary

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

Sealed with the Official Seal of the Department of Finance and Personnel for Northern Ireland on 1st October 1984.

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

(a) S.R. 1984 No. 266

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*)	54·55	57·10
sub-paragraph (*b*)	43·50	45·55
Paragraph B (householders)—		
sub-paragraph (*a*)	34·10	35·70
sub-paragraph (*b*)	26·80	28·05
Paragraph 1 (non-householders not less than 18 or less than 18 with a dependant)—		
sub-paragraph (*a*)	27·25	28·55
sub-paragraph (*b*)	21·45	22·45
Paragraph 2 (non-householders less than 18 without a dependant)—		
sub-paragraph (*a*)	20·90	21·90
sub-paragraph (*b*)	16·50	17·30
Paragraph 3 (dependants)—		
sub-paragraph (*a*)	21·45	22·45
sub-paragraph (*b*)	16·50	17·30
sub-paragraph (*c*)	13·70	14·35
sub-paragraph (*d*)	9·15	9·60