1983 No. 217

SOCIAL SECURITY

The Social Security (Attendance Allowance) (Amendment No. 2) Regulations (Northern Ireland) 1983

Made	*4th August 1983*
Coming into operation . . .	*8th August 1983*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 35 and 85(1) of the Social Security (Northern Ireland) Act 1975(**a**) and of all other powers enabling it in that behalf, 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(**b**) 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 Social Security (Attendance Allowance) (Amendment No. 2) Regulations (Northern Ireland) 1983 and shall come into operation on 8th August 1983.

(2) In these regulations "the principal regulations" means the Social Security (Attendance Allowance) Regulations (Northern Ireland) 1975(**c**).

Amendment of the principal regulations

2.—(1) The principal regulations shall be amended in accordance with the following provisions of this regulation.

(2) In paragraph (2) of regulation 7 (children in hospital and certain other accommodation) at the beginning there shall be inserted—

"Subject to paragraph (2A)".

(3) After paragraph (2) of regulation 7 there shall be inserted the following paragraph—

"(2A) Where—

(*a*) on a day or days falling within the period of 4 weeks ending immediately before 8th August 1983 a child has been living in accommodation in circumstances in which paragraph (1)(*b*) applies in his case; and

(*b*) since that day or the last of those days there has not been an interval of at least 29 consecutive days when that paragraph did not apply in the case of that child,

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(**a**) 1975 c. 15; section 35 was amended by Article 3 of the Social Security (Northern Ireland) Order 1979 (S.I. 1979/396 (N.I. 5)) and Article 3 of, and paragraph 8 of Part II of Schedule 1 to, the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8)) and section 85(1) was amended by Article 23(1) of, and paragraph 29 of Schedule 4 to, the Child Benefit (Northern Ireland) Order 1975 (S.I. 1975/1504 (N.I. 16))

(**b**) 1980 c. 30

(**c**) S.R. 1975 No. 102; the relevant amending regulations are S.R. 1977 Nos. 73 and 250, S.R. 1979 No. 458 and S.R. 1983 No. 203