1983 No. 203

SOCIAL SECURITY

The Social Security (Attendance Allowance) (Amendment) Regulations (Northern Ireland) 1983

Made	*27th July 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, 81(1) 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) 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**), and

"the Claims and Payments Regulations" means the Social Security (Claims and Payments) Regulations (Northern Ireland) 1977(**d**).

Amendment of the principal regulations

2.—(1) In regulation 5 of the principal regulations (circumstances in which attendance allowance may be paid to adults in hospital and certain other accommodation) after paragraph (2) there shall be inserted—

"(3) Where a child who was resident in accommodation to which regulation 7(1) refers (children in hospital and certain other accommodation) attains the age of 16, the periods to which this regulation applies shall include any periods to which regulation 7(1) and (2) formerly applied, provided that the final period to which regulation 7(1) or (2) applied and the first period to which either regulation 3 or 4 applies are not separated by more than 28 days.".

(2) In regulation 7 of the principal regulations (children in hospital and certain other accommodation) for paragraph (2) there shall be substituted—

(**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, and S.R. 1979 No. 458

(**d**) S.R. 1977 No. 351; the relevant amending regulations are S.R. 1980 Nos. 267 and 385, and S.R. 1982 No. 284