1983 No. 72

WELFARE FOODS

Welfare Foods (Amendment) Regulations (Northern Ireland) 1983

Made	*29th March 1983*
Coming into operation . . .	*4th April 1983*

The Department of Health and Social Services, in exercise of the powers conferred on it by section 1(3) of the Welfare Foods Act (Northern Ireland) 1968(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 Welfare Foods (Amendment) Regulations (Northern Ireland) 1983 and shall come into operation on 4th April 1983.

(2) In these regulations "the principal regulations" means the Welfare Foods Regulations (Northern Ireland) 1981(c).

Amendment of regulation 2(1) of the principal regulations

2. Regulation 2(1) of the principal regulations (interpretation) shall be amended as follows—

(*a*) for the definition of "dried milk" there shall be substituted the following definition—

"'dried milk' means any modified dried milk which is approved by the Department for the purposes of these regulations;" and

(*b*) in the definition of "nursing mother" the words "and is herself suckling the child" shall be omitted.

Amendment of regulation 3 of the principal regulations

3.—(1) For regulation 3 of the principal regulations there shall be substituted the following regulation—

"*Meaning of family in special circumstances*

3. A family shall be deemed to be in special circumstances if it includes a person, being an expectant mother, nursing mother or young child, who—

(*a*) is entitled to supplementary benefit under the Supplementary Benefits (Northern Ireland) Order 1977(d);

(*b*) has requirements and resources aggregated under paragraph 3 of Schedule 1 to that Order with those of a member of the family who is entitled to that benefit;

(a) 1968 c. 26 (N.I.)
(b) Formerly the Department of Finance. *See* S.I. 1982/338 (N.I. 6) Article 3
(c) S.R. 1981 No. 159, as amended by S.R. 1981 No. 308
(d) S.I. 1977/2156 (N.I. 27), (other than Articles 1, 42 and Schedules 4 to 7) with certain amendments is set out in Part II of Schedule 2 to the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8)); the Order is further amended by Article 6(5) of the Social Security (No.2) (Northern Ireland) Order 1980 (S.I. 1980/1087 (N.I. 13)), Articles 4 and 5 of, and paragraphs 5 to 9 of the Schedule to, the Social Security (Northern Ireland) Order 1981 (S.I. 1981/1118 (N.I. 25)) and Articles 31 and 38 of, and paragraphs 14 to 16 in Part I of Schedule 4 to, the Social Security (Northern Ireland) Order 1982 (S.I. 1982/1084 (N.I. 16))

(*c*) is a member of a family entitled to receive family income supplement under the Family Income Supplements Act (Northern Ireland) 1971(**a**); or

(*d*) is a person to whom Schedule 4 applies.''.

(2) After Schedule 3 to the principal regulations there shall be added the Schedule set out in the Schedule to these regulations.

Amendment of regulation 4(2) of the principal regulations

4. In regulation 4(2) of the principal regulations (entitlement to welfare milk) there shall be substituted for the words from the beginning to ''shall not be entitled'' the words ''Where there are applications for welfare milk in respect of both a nursing mother and a child to whom she has given birth within the preceding 30 weeks, there shall not be an entitlement''.

Amendment of regulation 5 of the principal regulations

5.—(1) For regulation 5 of the principal regulations there shall be substituted the following regulation—

''*Entitlement to welfare food other than welfare milk*

5. A beneficiary within the meaning given to that expression in sub-paragraph (*a*) or (*b*) of the definition in regulation 2(1) who is of a class mentioned in column (1) of Schedule 1 shall be entitled to receive free of charge the welfare food specified in his case in column (2) in the quantity specified in column (4) of that Schedule.''.

(2) Column (3) (price of vitamin preparations) of Schedule 1 to the principal regulations shall be omitted.

Revocations

6.—(1) Regulation 22 of the principal regulations (transitory provision) and Schedule 2 to those regulations (dried milk approved for the purposes of the regulations) are hereby revoked.

(2) In regulation 3 of the Welfare Foods (Amendment) Regulations (Northern Ireland) 1981(**b**) the words from ''3(1)'' to ''circumstances)'' shall be omitted and regulation 4 of those regulations is hereby revoked.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 29th March 1983.

(L.S.) *C. Davie*
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 29th March 1983.

(L.S.) *R. J. Anderson*
Assistant Secretary

(**a**) 1971 c. 8 (N.I.)
(**b**) S.R. 1981 No. 308