1978 No. 297

RATES

Rate Rebate (Amendment No. 2) Order (Northern Ireland) 1978

Made . . . . . *2nd October* 1978

Coming into operation . . . *13th November* 1978

To be laid before Parliament under paragraph 3(3) *of Schedule* 1 *to the Northern Ireland Act* 1974

The Department of Finance in exercise of the powers conferred on it by Article 28 of the Rates (Northern Ireland) Order 1977(**a**) and of all other powers enabling it in that behalf, hereby makes the following Order:—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Rate Rebate (Amendment No. 2) Order (Northern Ireland) 1978 and shall come into operation on 13th November 1978.

(2) In this Order "the Rate Rebate Scheme" means the scheme set out in the Schedule to the Rate Rebate Order (Northern Ireland) 1974(**b**).

Amendment of needs allowances

2.—(1) For paragraph 5 of the Rate Rebate Scheme there shall be substituted the following paragraph:

"**5.**—(1) Subject to sub-paragraph (2), the needs allowance for each week is:

(*a*) for an individual person who has no dependent children	£27·25
(*b*) for a married couple	£39·45
(*c*) for an individual person who has a dependent child or children	£39·45
(*d*) for each dependent child of a residential occupier or his spouse	£6·55

(2) The needs allowance for each week is:

(*a*) for an individual person who has no dependent children and who is registered in pursuance of arrangements made under Articles 4(*b*) and 15 of the Health and Personal Social Services (Northern Ireland) Order 1972(**c**) (welfare arrangements for handicapped persons)	£30·15
(*b*) for a married couple, one of whom is so registered	£42·35
(*c*) for an individual person who is so registered and who has a dependent child or children	£42·35
(*d*) for a married couple, both of whom are so registered	£44·00"

(**a**) S.I. 1977/2157 (N.I. 28)
(**b**) S.R. 1974 No. 65 (I, p. 187) as amended by S.R. 1974 No. 200 (I, p. 885); S.R. 1975 No. 42 (I, p. 193); S.R. 1975 No. 284 (II, p. 1371); S.R. 1976 No. 54 (I, p. 303); S.R. 1976 No. 302 (II, p. 1508); S.R. 1977 No. 281 (II, p. 1537) and S.R. 1978 No. 32
(**c**) S.I. 1972/1265 (N.I. 14)

(2) The Rate Rebate (Amendment) Order (Northern Ireland) 1977(**d**) (which substituted the said paragraph 5) is hereby revoked.

Amendment of deductions for non-dependents

3.—(1) For sub-paragraph (1) of paragraph 10 of the Rate Rebate Scheme there shall be substituted the following sub-paragraph:

"**10.**—(1) The deductions from a rebate in respect of non-dependants are for each week—

(*a*) for each person aged 18 years or more, but under 21 years and neither undergoing full-time instruction at an educational establishment nor in receipt of supplementary benefit	£0·55
(*b*) for each person aged 21 years or more, but under pensionable age and neither undergoing full-time instruction at an educational establishment nor in receipt of supplementary benefit	£0·80
(*c*) for each person in receipt of supplementary benefit . .	£0·35
(*d*) for each person of pensionable age not in receipt of supplementary benefit, except in the case mentioned in sub-paragraph (1)(*e*)	£0·35
(*e*) for a married couple, both of pensionable age and not in receipt of supplementary benefit	£0·35".

(2) The Rate Rebate (Amendment No. 2) Order (Northern Ireland) 1976(**e**) (Article 3 of which substituted the said sub-paragraph (1) of paragraph 10) is hereby revoked.

Amendment of minimum rebate

4. For paragraph 11 of the Rate Rebate Scheme there shall be substituted the following paragraph:

"**11.** If the amount of a rebate as calculated in accordance with this scheme would be less than 10p it shall not be granted."

5. For sub-paragraph (7) of paragraph 14 of the Rate Rebate Scheme there shall be substituted the following sub-paragraph:

"(7) In any other case falling within sub-paragraph (1)(*b*), the Department shall, subject to sub-paragraph (8), pay the amount of the rebate to the applicant at such time and in such manner as it thinks fit but not later than at the end of the period or so soon thereafter as the rebate is granted.".

6.—(1) For paragraph 17 of the Rate Rebate Scheme there shall be substituted the following paragraph:

"**17.**—(1) Subject to sub-paragraph (2) and without prejudice to sub-paragraph (3), where a rebate is first granted the rebate period shall begin on the first day of the month in which the application for a rebate was received, and shall end, subject to paragraph 18—

(*a*) if the residential occupier is of pensionable age, not later than twelve months after that date; and

(*b*) if any other case, not later than nine months after that date.

(**d**) S.R. 1977 No. 281 (II, p. 1537)
(**e**) S.R. 1976 No. 302 (II, p. 1508)