1975 No. 317

HEALTH AND PERSONAL SOCIAL SERVICES

Charges for Drugs and Appliances (Amendment No. 2) Regulations (Northern Ireland) 1975

Made . . . . . *14th November* 1975

Coming into operation . . . . *17th November* 1975

The Department of Health and Social Services(a) in exercise of the powers conferred on it by Articles 98, 106 and 107 of, and Schedule 15 to, the Health and Personal Social Services (Northern Ireland) Order 1972(b) and of all other powers enabling it in that behalf and with the approval of the Department of Finance(a) hereby makes the following regulations :

Citation and commencement

1. These regulations may be cited as the Health and Personal Social Services (Charges for Drugs and Appliances) (Amendment No. 2) Regulations (Northern Ireland) 1975 and shall come into operation on 17th November 1975.

Amendment of regulations

2. The Health and Personal Social Services (Charges for Drugs and Appliances) Regulations (Northern Ireland) 1973(c) shall be amended as follows :

For regulation 15(1)(*f*)(ii) there shall be substituted:

"(ii) on the ground that he has attained the age of 16 years and his requirements exceed his resources when calculated or estimated by the Department according to the provisions of paragraphs 3, 4(1)(*a*), 7, 8, 8A(1)(*a*), 8A(1)(*b*)(i), 8A(1)(*c*), 9, 10, 12, 13, 15 to 23(1), 23(1A) and 24 to 29 of Schedule 2 to the Supplementary Benefits Act, subject to the following modifications :

(A) in paragraph 23(1) of the said Schedule (which paragraph relates to the calculation of weekly earnings) for the amount specified in sub-paragraph (*a*) there shall be substituted the amount specified in sub-paragraph (*b*); and

(B) his requirements shall be deemed to include also—

(1) charges under these regulations plus the sum of £0.30; and

(2) an amount in respect of mortgage repayments as is reasonable in the circumstances;

and in determining what, if any, amount to allow under paragraph 4(1)(*a*) of the said Schedule regard shall be had to the provisions made by paragraphs 8A(2) and 8A(3) of that Schedule; and where by virtue of the said paragraph 3 the

(a) Formerly Ministry: *see* 1973 c. 36 s. 40 Sch. 5 para. 8
(b) S.I. 1972 No. 1265 (N.I. 14)
(c) S.R. & O. 1973 No. 419 (II, p. 2512)