1974. No. 200

RATES

Rates (Miscellaneous Provisions) Order (Northern Ireland) 1974

Made . . . . . 12*th August* 1974

Coming into operation in accordance with Article 1(2) *to* (4)

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 28A of the Rates (Northern Ireland) Order 1972(**a**) (as set out in section 3 of the Financial Provisions Measure (Northern Ireland) 1974(**b**)) 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 Rates (Miscellaneous Provisions) Order (Northern Ireland) 1974.

(2) Subject to paragraphs (3) and (4), this Order shall come into operation on the twenty-first day after the day on which it was made.

(3) Article 2 shall have effect from 1st October 1974.

(4) Articles 3 and 4 shall have effect from 1st April 1974.

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

Amendment of needs allowances

2.—(1) Paragraph 5 of the Rate Rebate Scheme is hereby revoked and the following substituted therefor:—

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

(*a*) for an individual person who has no dependent children	£17·75
(*b*) for a married couple	£24·25
(*c*) for an individual person who has a dependent child or children	£24·25
(*d*) for each dependent child of a residential occupier or his spouse	£3·55

(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(**d**) (welfare arrangements for handicapped persons)	£19·25
(*b*) for a married couple, one of whom is so registered	£25·75

(**a**) S.I. 1972, No. 1633 (N.I. 16).
(**b**) 1974. c. 2 (N.I.).
(**c**) S.R. (N.I.) 1974, No. 65.
(**d**) S.I. 1972, No. 1265 (N.I. 14).

(*c*) for an individual person who is so registered and who has a dependent child or children . . . . . £25·75

(*d*) for a married couple, both of whom are so registered . £26·65.".

Rebate period

3.—(1) Paragraph 17(1) of the Rate Rebate Scheme is hereby revoked and the following substituted therefor:—

"**17.**—(1) The rebate period shall begin—

(*a*) where the rebate is granted pursuant to an application received before 1st July 1974, on 1st April 1974 or on the date on which the applicant became eligible to apply for rebate, if later than 1st April 1974;

(*b*) subject to sub-paragraph (2), in all other cases where a rebate is first granted, on the first day of the month in which the application is received;

and shall end, subject to sub-paragraph (3) and paragraph 18—

(i) if the residential occupier is of pensionable age, not later than twelve months after the date on which it begins; and

(ii) in any other case, not later than six months after that date.".

(2) In sub-paragraph 17(3) of that Scheme, for the words "Notwithstanding the provisions of sub-paragraphs (1) and (2)" there shall be substituted the words "Unless they end earlier by virtue of sub-paragraph (1) or (2)".

Change of circumstances

4. Paragraph 18 of the Rate Rebate Scheme shall be amended in accordance with the following provisions of this Article:

(1) In each of sub-paragraphs (1), (2) and (3) of that paragraph there shall be inserted at the beginning the words "Subject to sub-paragraph (3A)".

(2) After sub-paragraph (3) there shall be inserted the following sub-paragraphs—

"(3A) Where before 22nd July 1974—

(*a*) the department has either granted a rebate or further rebate or has received an application for a rebate or further rebate but has not made any determination thereon, and

(*b*) the residential occupier or his spouse was entitled (whether or not his entitlement had then been determined) to a relevant payment,

any increase in the income of the residential occupier or his spouse attributable to a relevant increase having effect on or after 22nd July 1974 shall be deemed not to be income for the purposes of paragraph 16 or a change of circumstances for the purposes of this paragraph, during the period beginning with 22nd July 1974 and ending with 30th September 1974.

(3B) In sub-paragraph (3A)(*b*) "relevant payment" means a payment by way of benefit, pension or allowance under—

(*a*) the National Insurance Measures (Northern Ireland) 1966 to 1974;

(*b*) the National Insurance (Industrial Injuries) Measures (Northern Ireland) 1966 to 1974;