

*Changes to legislation: There are currently no known outstanding effects for the Child Benefit Act 2005, Part 2. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1 **U.K.**

#### CONSEQUENTIAL AMENDMENTS

#### PART 2 **N.I.**

#### NORTHERN IRELAND

*Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7)*

- 27 The Social Security Contributions and Benefits (Northern Ireland) Act 1992 is amended as follows.

#### Commencement Information

- II** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 28 (1) Section 37 (widowed mother's allowance) is amended as follows.
- (2) In subsection (1)(a), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (2), after—
- (a) “A child”,
  - (b) “the child”, in both places, and
  - (c) “a child”, in both places,
- insert “ or qualifying young person ”.

#### Commencement Information

- II** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 29 (1) Section 39A (widowed parent's allowance) is amended as follows.
- (2) In subsection (2)(a), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (3), after—
- (a) “A child”,
  - (b) “the child”, in both places, and
  - (c) “a child”, in both places,
- insert “ or qualifying young person ”.

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**Commencement Information**

**I3** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 30 (1) Section 77 (guardian's allowance) is amended as follows.
  - (2) In subsection (1), after—
    - (a) “a child”, and
    - (b) “that child”,
 insert “ or qualifying young person ”.
  - (3) In subsection (2), for “child's parents”, in each place, substitute “ parents of the child or qualifying young person ”.
  - (4) In subsection (3)—
    - (a) after “child” insert “ or qualifying young person ”, and
    - (b) for “child's parent's” substitute “ parents of the child or qualifying young person ”.
  - (5) In subsection (4), after “child” insert “ or qualifying young person ”.
  - (6) In subsection (5), after “child”, in both places, insert “ or qualifying young person ”.
  - (7) In subsection (7), after “child” insert “ or qualifying young person ”.
  - (8) In subsection (8)—
    - (a) after “child”, in both places, insert “ or qualifying young person ”, and
    - (b) for “a child's parents” substitute “ the parents of a child or qualifying young person ”.
  - (9) In subsection (9), after “child” insert “ or qualifying young person ”.
  - (10) In subsection (10), after “child” insert “ or qualifying young person ”.
  - (11) In subsection (11), after “child”, in both places, insert “ or qualifying young person ”.

**Commencement Information**

**I4** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

31 <sup>F1</sup> .....

**Textual Amendments**

**F1** [Sch. 1 para. 31](#) repealed (13.8.2010) by [Welfare Reform Act \(Northern Ireland\) 2010 \(c. 13\)](#), ss. 36(1) (m), (p), (2), [Sch. 4 Pt. 2](#) (with [s. 14\(2\)](#))

32 <sup>F2</sup> .....

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#### Textual Amendments

- F2** Sch. 1 para. 32 repealed (6.4.2010) by Pensions Act (Northern Ireland) 2008 (c. 1), s. 19(4)(b), Sch. 6 Pt. 2 (with ss. 4(5)-(8))

- 33 (1) Section 114 (persons maintaining dependants etc.) is amended as follows.
- (2) In subsection (1), after “child” insert “ or qualifying young person ”.
- (3) In subsection (3), after “children” insert “ or qualifying young persons ”.

#### Commencement Information

- I5** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see s. 6

- 34 (1) Section 121(1) (Parts 1 to 6: interpretation) is amended as follows.
- (2) For the definition of “child” substitute—
- ““child” has the same meaning as in Part 9 of this Act;”.
- (3) Insert at the appropriate place—
- ““qualifying young person” has the same meaning as in Part 9 of this Act;”.

#### Commencement Information

- I6** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see s. 6

- 35 (1) Section 139 (child benefit: person responsible for child) is amended as follows.
- (2) In subsection (1), after “child”, in each place except in the phrase “child benefit”, insert “ or qualifying young person ”.
- (3) In subsection (2), after “child”, in both places, insert “ or qualifying young person ”.
- (4) In subsection (3)—
- (a) for “child's” substitute “ fact that the child or qualifying young person is ”,
- (b) in paragraph (a), for “full-time education by attendance at a recognised educational establishment” substitute “ education or training of a description prescribed by regulations made by the Treasury ”, and
- (c) in paragraph (c), omit “being;”.
- (5) In subsection (4)—
- (a) after “any child” and “for the child” insert “ or qualifying young person ”, and
- (b) for “of the child” substitute “ of him ”.
- (6) In subsection (5), after “child”, in both places, insert “ or qualifying young person ”.
- (7) In the heading, for “**child**” substitute “ **child or qualifying young person** ”.

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**Commencement Information**

**I7** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 36 (1) Section 140 (child benefit: exclusions and priority) is amended as follows.
- (2) Omit subsection (1).
- (3) In subsection (2), omit “in other cases”.
- (4) In subsection (3), after “same child” insert “ or qualifying young person ”.

**Commencement Information**

**I8** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 37 In section 141(2) (different rates of child benefit by reference to age of child), after “child” insert “ or qualifying young person ”.

**Commencement Information**

**I9** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 38 (1) Section 141A (entitlement to child benefit after death of child) is amended as follows.
- (2) In subsection (1), after—
- (a) “a child”, and
- (b) “the child”,
- insert “ or qualifying young person ”.
- (3) In subsection (4), after “a child” insert “ or qualifying young person ”.
- (4) In the heading, after “**child**” insert “ **or qualifying young person** ”.

**Commencement Information**

**I10** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 39 (1) Section 142 (child benefit: presence in Northern Ireland) is amended as follows.
- (2) In subsection (1), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (3)—
- (a) for “a child or other” substitute “ any ”, and
- (b) for “this section” substitute “ subsection (1) or (2) above ”.

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**Commencement Information**

**I11** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 40 (1) Section 143 (child benefit: interpretation and supplementary) is amended as follows.
- (2) In subsection (1), omit the definition of “recognised educational establishment”.
- (3) In subsection (3), after “child” insert “ or qualifying young person ”.

**Commencement Information**

**I12** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 41 (1) Part 5 of Schedule 4 (rates of industrial injuries benefits) is amended as follows.
- (2) In paragraphs 1 and 4, in the second column, in paragraph (a), omit “child or adult”.
- (3) In paragraph 12—
- (a) in the first column, after “children” insert “ and qualifying young persons ”, and
- (b) in the second column, for “qualifying child” substitute “ child or qualifying young person ”.

**Commencement Information**

**I13** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 42 (1) Schedule 7 (industrial injuries benefits) is amended as follows.
- (2) In paragraph 4—
- (a) in sub-paragraph (1), for “a child or children” substitute “ one or more children or qualifying young persons ”, and
- (b) in sub-paragraph (4), after “child”, in both places, insert “ or qualifying young person ”,
- and in the heading before that paragraph, after “*children*” insert “ *and qualifying young persons* ”.
- (3) In paragraph 5(1), after “child”, in each place, insert “ or qualifying young person ”.
- (4) In paragraph 6(1)—
- (a) after “nor a child” insert “ or qualifying young person ”, and
- (b) for “a child or children” substitute “ one or more children or qualifying young persons ”.
- (5) In paragraph 16(2)(a), after “children” insert “ or qualifying young persons ”.
- (6) In paragraph 18—
- (a) for “a child or children” substitute “ one or more children or qualifying young persons ”,

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(b) after “that child”, in each place, insert “ or qualifying young person ”, and  
 (c) after “those children”, in each place, insert “ or qualifying young persons ”, and in the heading before that paragraph, for “*Children of deceased's*” substitute “*Deceased's*”.

(7) In paragraph 19, after “child”, in each place, insert “ or qualifying young person ”; and in the heading before that paragraph, after “*children*” insert “ *and qualifying young persons* ”.

**Commencement Information**

**I14** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 43 (1) Schedule 9 (exclusions from entitlement to child benefit) is amended as follows.
- (2) In paragraph 1—
- (a) in sub-paragraph (1), after “a child” and “the child”, and  
 (b) in sub-paragraph (2), after “a child”,  
 insert “ or qualifying young person ”; and, in the heading before it, after “*Children*” insert “ *and qualifying young persons* ”.
- (3) Omit paragraph 2 (and the heading before it).
- (4) In paragraph 3, after “a child” insert “ or qualifying young person ”; and, in the heading before it, after “*Children*” insert “ *and qualifying young persons* ”.

**Commencement Information**

**I15** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 44 (1) Schedule 10 (priority between persons entitled to child benefit) is amended as follows.
- (2) In paragraph 1(1), after—
- (a) “a child”, and  
 (b) “that child”,  
 insert “ or qualifying young person ”.
- (3) In the heading before paragraph 2, after “*child*” insert “ *or qualifying young person* ”.
- (4) In paragraph 4, after “child”, in both places, insert “ or qualifying young person ”.

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**I16** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

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*Social Security Administration (Northern Ireland) Act 1992 (c. 8)*

45 The Social Security Administration (Northern Ireland) Act 1992 is amended as follows.

**Commencement Information**

**I17** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

46 (1) Section 11 (necessity of application for child benefit) is amended as follows.

(2) In subsection (1C), after “children” insert “ or qualifying young persons ”.

(3) In subsection (2), after “same child” insert “ or qualifying young person ”.

**Commencement Information**

**I18** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

47 In section 71(2)(c) and (5)(c) (overlapping benefits), omit “child or adult”.

**Commencement Information**

**I19** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

48 In section 76 (child benefit: overlap with benefits under legislation of other member States), after “any child” insert “ or qualifying young person ”.

**Commencement Information**

**I20** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

49 In section 135(6) (effect of alteration of rates of benefit), after “child” insert “ or qualifying young person ”.

**Commencement Information**

**I21** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

50 In section 137(2) (effect of alteration of rates of child benefit), after “a child”, in both places, insert “ or qualifying young person ”.

**Commencement Information**

**I22** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

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- 51 In section 138(1) (treatment of excess benefit as paid on account of child benefit), after—
- (a) “a child”, and
  - (b) “of the child”, in both places,
- insert “ or qualifying young person ”.

**Commencement Information**

**I23** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

*Social Security (Northern Ireland) Order 1998 (S.I. 1998/1506 (N.I. 10))*

- 52 In Article 18(2) of the Social Security (Northern Ireland) Order 1998 (regulations about decisions), after—
- (a) “a child”, and
  - (b) “the child”,
- insert “ or qualifying young person ”.

**Commencement Information**

**I24** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)



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