

1986 No. 276

SOCIAL SECURITY

The Supplementary Benefit (Conditions of Entitlement) (Amendment) Regulations (Northern Ireland) 1986

Made 22nd August 1986

Coming into operation 3rd November 1986

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 7 of the Supplementary Benefits (Northern Ireland) Order 1977(a) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Supplementary Benefit (Conditions of Entitlement) (Amendment) Regulations (Northern Ireland) 1986 and shall come into operation on 3rd November 1986.

(2) In these regulations “the principal regulations” means the Supplementary Benefit (Conditions of Entitlement) Regulations (Northern Ireland) 1981(b).

Amendment of the principal regulations

2. In regulation 2 of the principal regulations (interpretation)—

(a) before the definition of “the Act” there shall be inserted the following definition—

“ “a course of advanced education” means—

(a) a full-time course in preparation for a degree, a diploma of higher education, a higher national diploma, a higher national diploma of the Business & Technician Education Council or the Scottish Vocational Education Council or a teaching qualification; or

(b) any other full-time course which is a course of a standard above ordinary national diploma, a national diploma of the Business & Technician Education Council or the Scottish Vocational Education Council, a general certificate of education (advanced level), a Scottish certificate of education (higher grade) or a Scottish certificate of sixth year studies;”;

(b) for the definition of “student” there shall be substituted the following definition—

“ “student” means a person aged less than 19 who is attending a course of advanced education or, as the case may be, a person aged 19 or over but under pensionable age, not being a person to whom regulation 3(5) of the Supplementary Benefit (Aggregation) Regulations (Northern Ireland) 1981(c) applies, who is attending a course of full-time education; and for the purposes of this definition a person shall be treated as attending a

(a) S.I. 1977/2156 (N.I. 27); Article 7 was substituted by Article 31(1) of the Social Security (Northern Ireland) Order 1982 (S.I. 1982/1084 (N.I. 16))

(b) S.R. 1981 No. 371; the relevant amending regulations are S.R. 1984 No. 266

(c) S.R. 1981 No. 373; the relevant amending regulations are S.R. 1984 No. 266

course of advanced education or, as the case may be, full-time education—

- (a) during the period for which his maintenance grant or award is, or if he were in receipt of such a grant or award would be, payable under Part II of Schedule 7 to the Students Awards Regulations (Northern Ireland) 1985(a); and
- (b) during the Christmas, Easter or any other vacation, other than the normal summer vacation as recognised in relation to him by the institution at which he is attending his course, falling within the period of that course;”.

Sealed with the Official Seal of the Department of Health and Social Services on
22nd August 1986.

(L.S.)

A. N. Burns

Assistant Secretary

(a) S.R. 1985 No. 301

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations further amend the Supplementary Benefit (Conditions of Entitlement) Regulations (Northern Ireland) 1981 (“the principal regulations”). They correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980 (c. 30) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee.

The regulations insert a definition of “a course of advanced education” in the principal regulations. They also substitute a new definition of “student” so as to treat a person as a student throughout the period for which his student grant or award is, or if he were in receipt of such a grant or award would be, payable and throughout the period of any vacation other than the normal summer vacation falling during the period of his course.

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Roads (Temporary Speed Limit) (Route A1) Order (Northern Ireland) 1986

This Order, being of a temporary character, is not printed at length in this volume.