

---

STATUTORY RULES OF NORTHERN IRELAND

---

**2003 No. 176**

**Optical Charges and Payments and General Ophthalmic Services (Amendment) Regulations (Northern Ireland) 2003**

**PART II**

**AMENDMENTS OF OPHTHALMIC REGULATIONS**

**Amendment of regulation 2 of the Ophthalmic Regulations**

- 8.** In regulation 2 of the Ophthalmic Regulations (interpretation), in paragraph (1) –
- (a) after the definition of “capital limit(1)”, there is inserted –  
““child tax credit” means child tax credit under section 8 of the Tax Credits Act 2002;”;
  - (b) after the definition of “deputy”, there is inserted—  
““disability element” means the disability element of working tax credit as specified in section 11(3) of the Tax Credits Act 2002;”;
  - (c) after the definition of “qualifications”, there is inserted –  
““relevant income” has the same meaning as in section 7(3) of Part I of the Tax Credits Act 2002;”;
  - (d) after the definition of “notice of entitlement(2)” after “regulation 7” there is inserted “or 7ZA”
  - (e) after the definition of “training school(3)”, there is inserted –  
““working tax credit” means working tax credit under the Tax Credits Act 2002.”;  
and
  - (f) the definitions of “amount withdrawn”, “disabled person’s tax credit” and “working families’ tax credit” are omitted(4).

**Amendment of regulation 15 of the Ophthalmic Regulations**

**9.—(1)** Regulation 15 of the Ophthalmic Regulations (sight tests – eligibility)(5) is amended as follows.

- (2) In paragraph (2) –
  - (a) at the end there is added –
    - “(k) he is a member of a family that has –

---

(1) Definition inserted by [S.R. 1989 No. 113](#)

(2) Definition inserted by [S.R. 1989 No. 113](#)

(3) Definition inserted by [S.R. 1996 No. 135](#)

(4) Definitions inserted by regulation 3 of [S.R. 1999 No. 394](#)

(5) Regulation 15 was substituted by [S.R. 1989 No. 113](#) and amended by [S.R. 1995 No. 115](#), [S.R. 1996 No. 416](#), [S.R. 1999 Nos. 112 and 394](#), [S.R. 2001 No. 339](#) and [S.R. 2002 No. 85](#)

- (i) one member of which is receiving –
    - (aa) working tax credit and child tax credit,
    - (bb) working tax credit which includes a disability element; or
    - (cc) child tax credit, but who is not eligible for working tax credit.”; and
  - (ii) where the relevant income of the person or persons to whom the tax credit is made under section 14 of the Tax Credits Act 2002 is determined at the time of the award not to exceed £14,200; or
  - (l) he is a person, or is a member of a family, in respect of whom there is a current notice of entitlement.”; and
- (b) sub-paragraphs (c), (d), (g) and (h) are omitted.
- (3) For paragraph (3) there is substituted –
- “(3) In paragraph (2) –
- (a) in sub-paragraphs (b) and (f), “family” has the meaning assigned to it by section 133(1) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992<sup>(6)</sup> as it applies to income support;
  - (b) in sub-paragraph (j), “family” has the meaning assigned to it by Article 2(2) of the Jobseekers (Northern Ireland) Order 1995<sup>(7)</sup>; and
  - (c) in sub-paragraph (l), “family” has the meaning assigned to it by regulation 2(2) of the Tax Credits (Definition and Calculation of Income) Regulations 2002<sup>(8)</sup>.”.

---

<sup>(6)</sup> 1992 c. 7  
<sup>(7)</sup> S.I. 1995/2705 (N.I. 15)  
<sup>(8)</sup> S.I. 2002/2006