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STATUTORY RULES OF NORTHERN IRELAND

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**2008 No. 428**

**The Social Security (Miscellaneous Amendments  
No. 5) Regulations (Northern Ireland) 2008**

**Amendment of the Housing Benefit Regulations**

**6.—**(1) The Housing Benefit Regulations (Northern Ireland) 2006(1) are amended in accordance with paragraphs (2) to (7).

(2) In regulation 2(1) (interpretation) omit the definitions of—

- (a) “community charge benefit”;
- (b) “the Independent Living Fund”;
- (c) “the Independent Living Funds”(2);
- (d) “the Independent Living (Extension) Fund”; and
- (e) “the Independent Living (1993) Fund”.

(3) In—

- (a) regulation 39(7)(a) (notional income);
- (b) regulation 43(6) (income treated as capital);
- (c) regulation 46(4)(a) (notional capital);
- (d) regulation 72(9)(b) (non-dependant deductions);
- (e) regulation 82(4)(b) and (c) (evidence and information);
- (f) paragraph 37(1) of Schedule 6 (sums to be disregarded in the calculation of income other than earnings); and
- (g) paragraph 25(1) of Schedule 7 (capital to be disregarded),

for “Funds” substitute “Fund (2006)”.

(4) In regulation 50(1) (interpretation)—

<sup>F1</sup>(a) .....

(b) in the definition of “standard maintenance grant” omit “and paid under the Further and Higher Education (Scotland) Act 1992”.

(5) In regulation 72(7) (non-dependant deductions) for sub-paragraph (b) substitute—

“(b) he is in receipt of an allowance paid in connection with training provided or arranged by the Department for Employment and Learning under section 1(1) or 3 of the 1950 Act for which persons aged under 18 are eligible and for which persons aged 18 to 24 may be eligible;”.

(6) In Schedule 6 (sums to be disregarded in the calculation of income other than earnings) omit paragraph 42.

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(1) [S.R. 2006 No. 405](#); relevant amending Rule is [S.R. 2007 No. 382](#)

(2) The definition of “the Independent Living Funds” was amended by Article 7(2)(a) of [S.R. 2007 No. 382](#)

- (7) In Schedule 7 (capital to be disregarded)—
- (a) in paragraph 35(3) omit “, the Independent Living (1993) Fund”; and
  - (b) omit paragraph 37.

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**Textual Amendments**

- F1** Reg. 6(4)(a) revoked (6.4.2009) by The Social Security (Miscellaneous Amendments) Regulations (Northern Ireland) 2009 (S.R. 2009/92), reg. 1(1), **Sch.**
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**Commencement Information**

- I1** Reg. 6 in operation at 17.11.2008, see **reg. 1(1)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Miscellaneous Amendments No. 5) Regulations (Northern Ireland) 2008, Section 6.