

2010 No. 185

SOCIAL SECURITY

**The Social Fund Winter Fuel Payment (Temporary Increase)
Regulations (Northern Ireland) 2010**

Made - - - - *19th May 2010*

Coming into operation - *20th September 2010*

The Department for Social Development makes the following Regulations in exercise of the powers conferred by sections 134(2) and 171(1), (3) and (4) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(a), and now vested in it(b).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Fund Winter Fuel Payment (Temporary Increase) Regulations (Northern Ireland) 2010 and shall come into operation on 20th September 2010.

(2) The Interpretation Act (Northern Ireland) 1954(c) shall apply to these Regulations as it applies to an Act of the Assembly.

Modification of the Social Fund Winter Fuel Payment Regulations

2.—(1) For the purpose of making social fund winter fuel payments in respect of the 2010-11 winter, regulation 2 of the Social Fund Winter Fuel Payment Regulations (Northern Ireland) 2000(d) (social fund winter fuel payments) is applied as if—

- (a) the references to £100 (in both places) were to £125;
- (b) in paragraphs (1)(i), (2)(a) and (3), the reference to £200 were to £250;
- (c) in paragraph (2)(b), the reference to £200 were to £275;
- (d) in paragraph (2)(b), the reference to £150 were to £200; and
- (e) the references to £300 (in both places) were to £400.

(2) In this regulation, “the 2010-11 winter” means the winter which follows the qualifying week beginning on 20th September 2010.

(a) 1992 c. 7; section 171(1) was amended by paragraph 5 of Schedule 4 to the Tax Credits Act 2002 (c. 21)

(b) See Article 8(b) of S.R. 1999 No. 481

(c) 1954 c. 33 (N.I.)

(d) S.R. 2000 No. 91; regulation 2 was substituted by regulation 2 of S.R. 2003 No. 349 and amended by regulation 2 of S.R. 2003 No. 389, regulation 2(3) of S.R. 2004 No. 354, regulation 24(3) of S.R. 2008 No. 286, regulation 2(1) of S.R. 2009 No. 233 and regulation 6(3) of S.R. 2010 No. 103

Revocation

3. The Social Fund Winter Fuel Payment (Temporary Increase) Regulations (Northern Ireland) 2009(a) are revoked.

Sealed with the Official Seal of the Department for Social Development on 19th May 2010

(L.S.)

Anne Mc Cleary

A senior officer of the Department for Social Development

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations modify the Social Fund Winter Fuel Payment Regulations (Northern Ireland) 2000 to provide for an increase in winter fuel payments for winter 2010/2011.

They also revoke the Social Fund Winter Fuel Payment (Temporary Increase) Regulations (Northern Ireland) 2009 which provided for an increase in payments for winter 2009/2010.

These Regulations make, in relation to Northern Ireland only provision corresponding to provision in Regulations made by the Secretary of State for Work and Pensions in relation to Great Britain and accordingly, by virtue of section 149(3) of, and paragraph 10 of Schedule 5 to, the Social Security Administration (Northern Ireland) Act 1992, are not subject to the requirement of section 149(2) of that Act for prior reference to the Social Security Advisory Committee.

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