

---

STATUTORY RULES OF NORTHERN IRELAND

---

**2011 No. 130**

**The Social Fund Maternity and Funeral Expenses (General)  
(Amendment) Regulations (Northern Ireland) 2011**

**Amendment of the principal Regulations**

2.—(1) The principal Regulations are amended in accordance with paragraphs (2) to (4) (but subject to regulation 3).

(2) In Part II, before regulation 5 insert—

**“Persons to be treated as responsible for children**

**4A.**—(1) For the purposes of this Part, subject to paragraph (4), a person (“P”) is to be treated as responsible for a child if paragraph (2) or (3) applies.

(2) This paragraph applies if—

- (a) P is receiving child benefit in respect of the child, unless P is a child in respect of whom another person is receiving child benefit; or
- (b) no one is receiving child benefit in respect of the child but the child usually lives with P.

(3) This paragraph applies where P is receiving child benefit in respect of a child who is in receipt of child benefit in respect of another child, in which case P is to be treated as responsible for both children.

(4) P is not to be treated as responsible for a child if the child is—

- (a) being looked after by a authority within the meaning given by Article 2 of the Children Order(1) unless the child usually lives with P; or
- (b) detained in custody pending trial or sentence upon conviction or under a sentence imposed by a court.”.

(3) In regulation 5(2)(entitlement)—

- (a) in paragraph (1) for “regulation 6” substitute “ regulations 5A and 6”;
- (b) for paragraph (3)(b) substitute—

- “(b) the child’s parents are not partners at the date of the claim and the claimant—
  - (i) is the parent (but not the mother) of the child (who must not exceed the age of twelve months at the date of the claim), or is responsible for that parent, and
  - (ii) is responsible for the child;”.

<sup>F1</sup>(4) .....

---

(1) S.I. 1995 No. 755 (N.I. 2)  
(2) Regulation 5 was substituted by regulation 2(5) of S.R. 2010 No. 378

---

**Changes to legislation:** There are currently no known outstanding effects for the The Social Fund Maternity and Funeral Expenses (General) (Amendment) Regulations (Northern Ireland) 2011, Section 2. (See end of Document for details)

---

**F1** Reg. 2(4) revoked (13.8.2012) by The Social Fund Maternity and Funeral Expenses (General) (Amendment) Regulations (Northern Ireland) 2012 (S.R. 2012/292), regs. 1(1), 4

---

**Commencement Information**

**I1** Reg. 2 in operation at 23.3.2011, see **reg. 1(1)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Fund Maternity and Funeral Expenses (General) (Amendment) Regulations (Northern Ireland) 2011, Section 2.