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STATUTORY RULES OF NORTHERN IRELAND

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**2012 No. 380**

**The Social Security (Habitual Residence)  
(Amendment) Regulations (Northern Ireland) 2012**

**Amendment of the Income Support (General) Regulations**

**2.** In regulation 21AA(3) of the Income Support (General) Regulations (Northern Ireland) 1987<sup>(1)</sup> (special cases: supplemental – persons from abroad)—

(a) after sub-paragraph (b) insert—

“(bb) regulation 15A(1) of those Regulations<sup>(2)</sup>, but only in a case where the right exists under that regulation because the claimant satisfies the criteria in regulation 15A(4A) of those Regulations<sup>(3)</sup>”;

(b) at the end of sub-paragraph (c) omit “or”;

(c) at the end of sub-paragraph (d) add “; or” and the following sub-paragraph—

“(e) Article 20 of the Treaty on the Functioning of the European Union<sup>(4)</sup> (in a case where the right to reside arises because a British citizen would otherwise be deprived of the genuine enjoyment of the substance of their rights as a European Union citizen).”.

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(1) [S.R. 1987 No. 459](#); regulation 21AA was inserted by regulation 2(3) of [S.R. 2006 No. 178](#) and amended by regulation 2 of [S.R. 2006 No. 379](#), regulation 2 of [S.R. 2006 No. 523](#), regulation 2 of [S.R. 2009 No. 68](#) and regulation 7(3) of [S.R. 2011 No. 357](#)

(2) Regulation 15A was inserted by paragraph 9 of Schedule 1 to [S.I. 2012/1547](#) and paragraph (1) was amended by paragraph 2 of the Schedule to [S.I. 2012/2560](#)

(3) Regulation 15A(4A) was inserted by paragraph 2 of the Schedule to [S.I. 2012/2560](#)

(4) OJ C 83/56, 30.3.2010