
STATUTORY RULES OF NORTHERN IRELAND

2016 No. 229

**The Social Security (Disability Living Allowance,
Attendance Allowance and Carer's Allowance)
(Amendment) Regulations (Northern Ireland) 2016**

Saving

5.—(1) Where paragraph (2) applies to a person—

- (a) regulation 2(2)(e) of the Social Security (Attendance Allowance) Regulations (Northern Ireland) 1992; or
- (b) regulation 2(2)(e) of the Social Security (Disability Living Allowance) Regulations (Northern Ireland) 1992,

shall continue to have effect in relation to that person as if regulation 3(2)(d) and (f) and regulation 4(3)(d) and (f) respectively, had not been made until the earlier of the events specified in paragraph (3) takes place.

(2) This paragraph applies to a person—

- (a) who, on 20th June 2016, is absent from Northern Ireland;
- (b) whose absence is temporary and for the specific purpose of being treated for incapacity, or a disabling condition, which commenced before that person left Northern Ireland; and
- (c) in respect of whom, before 20th June 2016 the Department had certified that it was consistent with the proper administration of the Contributions and Benefits Act that, subject to the satisfaction of the condition in sub-paragraph (b), that person should be treated as though present in Northern Ireland.

(3) The events specified for the purpose of paragraph (1) are either that—

- (a) the person referred to in paragraph (2) returns to Northern Ireland; or
- (b) the first revision or supersession after 20th June 2016 is made in respect of that person's award.