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STATUTORY RULES OF NORTHERN IRELAND

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**2017 No. 219**

**The Social Security (Infected Blood and Thalidomide) Regulations (Northern Ireland) 2017**

**Amendments to the State Pension Credit Regulations**

5.—(1) The State Pension Credit Regulations (Northern Ireland) 2003<sup>(1)</sup> are amended in accordance with paragraphs (2) to (5).

(2) In regulation 1(2) (citation, commencement and interpretation)—

(a) after the definition of “adoption leave”<sup>(2)</sup> insert—

““approved blood scheme” means a scheme established or approved by the Secretary of State, or trust established with funds provided by the Secretary of State, for the purpose of providing compensation in respect of a person having been infected from contaminated blood products;”;

(b) after the definition of “the Independent Living Fund (2006)”<sup>(3)</sup> insert—

““the Infected Blood Payment Scheme for Northern Ireland” means the scheme of that name administered by the Regional Business Services Organisation established under section 14 of the Health and Social Care (Reform) Act (Northern Ireland) 2009;”;

(c) in the definition of “qualifying person”<sup>(4)</sup>, after “the Caxton Foundation” insert “, the Infected Blood Payment Scheme for Northern Ireland, the Scottish Infected Blood Support Scheme, an approved blood scheme”;

(d) after that definition “residential care home”<sup>(5)</sup> insert—

““Scottish Infected Blood Support Scheme” means the scheme of that name administered by the Common Services Agency (constituted by section 10 of the National Health Service (Scotland) Act 1978);”.

(3) In each of the following provisions, after “the Caxton Foundation” insert “, the Infected Blood Payment Scheme for Northern Ireland, the Scottish Infected Blood Support Scheme, an approved blood scheme ”—

(a) paragraph 14(8)(b)<sup>(6)</sup> of Schedule 2 (housing costs);

(b) paragraphs 15(1)<sup>(7)</sup> and (7)<sup>(8)</sup> of Schedule 5 (income from capital).

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(1) S.R. 2003 No. 28; relevant amending Regulations are S.R. 2004 No. 213, S.R. 2005 No. 550, S.R. 2007 No. 196, S.R. 2008 No. 428, S.R. 2010 No. 69, S.R. 2011 No. 357 and S.R. 2017 No. 205

(2) The definition of “adoption leave” was inserted by regulation 2(2)(a) of S.R. 2003 No. 421

(3) The definition of “the Independent Living Fund (2006)” was inserted by Article 5(b) of S.R. 2007 No. 382

(4) The definition of “qualifying person” was amended by regulation 2(a) of S.R. 2004 No. 213, regulation 6(2)(b) of S.R. 2005 No. 550, regulation 6(3)(a) of S.R. 2010 No. 69, regulation 14(2)(b) of S.R. 2011 No. 357 and regulation 4(2)(b) of S.R. 2017 No. 205

(5) The definition of “residential care home” was substituted by regulation 23(2)(b) of S.R. 2003 No. 191

(6) Sub-paragraph (8)(b) was amended by regulation 5(3)(c) of S.R. 2008 No. 428, regulation 6(3)(b) of S.R. 2010 No. 69, regulation 14(5) of S.R. 2011 No. 357 and regulation 4(3)(a) of S.R. 2017 No. 205

(7) Sub-paragraph (1) was amended by regulation 3(1) and 2(c) of S.R. 2004 No. 213, regulation 6(3)(a)(i) of S.R. 2005 No. 550, regulation 5(4) of S.R. 2008 No. 428, regulation 6(3)(c) and (7) of S.R. 2010 No. 69, regulation 14(6)(a) of S.R. 2011 No. 357 and regulation 4(3)(b) of S.R. 2017 No. 205

(4) In Schedule 2, after paragraph 14(8)(c) add—

“(d) any payment made under or by a trust, established for the purpose of giving relief and assistance to disabled persons whose disabilities were caused by the fact that during their mother’s pregnancy she had taken a preparation containing the drug known as Thalidomide, and which is approved by the Secretary of State.”.

(5) In Part I of Schedule 5, after paragraph 23D(9) add —

“**23E.** Any payment made under or by a trust, established for the purpose of giving relief and assistance to disabled persons whose disabilities were caused by the fact that during their mother’s pregnancy she had taken a preparation containing the drug known as Thalidomide, and which is approved by the Secretary of State.”.

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(8) Sub-paragraph (7) was amended by regulation 3(3) and 4(c) of [S.R. 2004 No. 213](#), regulation 6(3)(a)(ii) of [S.R. 2005 No. 550](#), regulation 6(3)(c) and (7) of [S.R. 2010 No. 69](#), regulation 14(6)(a) of [S.R. 2011 No. 357](#) and regulation 4(3)(b) of [S.R. 2017 No. 205](#)

(9) Paragraph 23D was inserted by Article 19(3)(b) of [S.R. 2017 No. 66](#)