

Status: Point in time view as at 25/09/2017.

Changes to legislation: Social Security Contributions and Benefits (Northern Ireland) Act 1992, Cross Heading: Children and qualifying young persons in detention, care, etc. is up to date with all changes known to be in force on or before 14 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 9

EXCLUSIONS FROM ENTITLEMENT TO CHILD BENEFIT

Children [^{F1}and qualifying young persons] in detention, care, etc.

Textual Amendments

F1 Words in [Sch. 9 para. 1](#) cross-heading inserted (10.4.2006) by [Child Benefit Act 2005 \(c. 6\), s. 6\(2\), Sch. 1 para. 43\(2\)](#)

- 1 (1) Except where regulations otherwise provide, no person shall be entitled to child benefit in respect of a child [^{F2}or qualifying young person] for any week if in that week the child [^{F2}or qualifying young person]—
- (a) is undergoing imprisonment or detention in a young offenders centre;
 - (b) is authorised under [^{F3}the Criminal Justice (Children) (Northern Ireland) Order 1998] to be detained in a [^{F4}juvenile justice centre, and is not out under supervision];
 - (c) is liable to be detained by virtue of [^{F5}Article 45 of the Criminal Justice (Children) (Northern Ireland) Order 1998] and is not discharged on licence;
 - (d) is the subject of an order under that [^{F6}Order of 1998] committing him to custody in any place to which he may be committed on remand;
 - ^{F7}(e)
 - (f) is—
 - (i) in the care of the Department; or
 - (ii) the subject of a parental rights order under section 104 of that Act of 1968,
- in such circumstances as may be prescribed.
- (2) In sub-paragraph (1) above the reference to a child [^{F8}or qualifying young person] in the care of the Department includes a reference to a child [^{F8}or qualifying young person] in the care of a Health and Social Services Board.

Textual Amendments

F2 Words in [Sch. 9 para. 1\(1\)](#) inserted (10.4.2006) by [Child Benefit Act 2005 \(c. 6\), s. 6\(2\), Sch. 1 para. 43\(2\)\(a\)](#)

F3 Words in [Sch. 9 para. 1\(1\)\(b\)](#) substituted (31.1.1999) by [S.I. 1998/1504 \(N.I. 9\), art. 65\(1\), Sch. 5 para. 40\(a\)\(i\)](#); [S.R. 1999/25, art. 2\(c\)](#)

F4 Words in [Sch. 9 para. 1\(1\)\(b\)](#) substituted (31.1.1999) by [S.I. 1998/1504 \(N.I. 9\), art. 65\(1\), Sch. 5 para. 40\(a\)\(ii\)](#); [S.R. 1999/25, art. 2\(c\)](#)

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| F5 | Words in Sch. 9 para. 1(1)(c) substituted (31.1.1999) by S.I. 1998/1504 (N.I. 9), art. 65(1), Sch. 5 para. 40(b) ; S.R. 1999/25, art. 2(c) |
| F6 | Words in Sch. 9 para. 1(1)(d) substituted (31.1.1999) by S.I. 1998/1504 (N.I. 9), art. 65(1), Sch. 5 para. 40(c) ; S.R. 1999/25, art. 2(c) |
| F7 | Sch. 9 para. 1(1)(e) repealed (31.1.1999) by S.I. 1998/1504 (N.I. 9), art. 65(2), Sch. 6 ; S.R. 1999/25, art. 2(d) |
| F8 | Words in Sch. 9 para. 1(2) inserted (10.4.2006) by Child Benefit Act 2005 (c. 6), s. 6(2), Sch. 1 para. 43(2)(b) |

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