



Social Security Contributions and Benefits (Northern Ireland) Act 1992

1992 CHAPTER 7

PART III

NON-CONTRIBUTORY BENEFITS

Attendance allowance

66 Attendance allowance for the terminally ill.

- (1) If a terminally ill person makes a claim expressly on the ground that he is such a person, then—
- (a) he shall be taken—
 - (i) to satisfy, or to be likely to satisfy, both the day attendance condition and the night attendance condition [^{F1}for so much of the period for which he is terminally ill as does not fall before the date of the claim]; and
 - (ii) to have satisfied those conditions for the period of 6 months immediately preceding [^{F2}the date of the claim or, if later, the first date on which he is terminally ill] (so however that no allowance shall be payable by virtue of this sub-paragraph for any period preceding that date); and
 - (b) the period for which he is entitled to attendance allowance shall be [^{F3}so much of the period for which he is terminally ill as does not fall before the date of the claim].
- (2) For the purposes of subsection (1) above—
- (a) a person is “terminally ill” at any time if at that time he suffers from a progressive disease and his death in consequence of that disease can reasonably be expected within 6 months; and

Status: Point in time view as at 23/09/2010. This version of this provision has been superseded.

Changes to legislation: Social Security Contributions and Benefits (Northern Ireland) Act 1992, Section 66 is up to date with all changes known to be in force on or before 15 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)

- (b) where a person purports to make a claim for an attendance allowance by virtue of that subsection on behalf of another, that other shall be regarded as making the claim, notwithstanding that it is made without his knowledge or authority.

Textual Amendments

- F1** Words in s. 66(1)(a)(i) substituted (12.1.2000) by S.I. 1999/3147 (N.I. 11), **art. 63(2)(a)**; S.R. 1999/494, **art. 2(3)**
- F2** Words in s. 66(1)(a)(ii) substituted (12.1.2000) by S.I. 1999/3147 (N.I. 11), **art. 63(2)(b)**; S.R. 1999/494, **art. 2(3)**
- F3** Words in s. 66(1)(b) substituted (12.1.2000) by S.I. 1999/3147 (N.I. 11), **art. 63(2)(c)**; S.R. 1999/494, **art. 2(3)**

Status:

Point in time view as at 23/09/2010. This version of this provision has been superseded.

Changes to legislation:

Social Security Contributions and Benefits (Northern Ireland) Act 1992, Section 66 is up to date with all changes known to be in force on or before 15 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.