
STATUTORY INSTRUMENTS

1990 No. 1774

**The Family Credit (General)
Amendment No. 2 Regulations 1990**

Amendment of Schedule 3 to the General Regulations

5. In Schedule 3 to the General Regulations (capital to be disregarded)—
- (a) in paragraph 6 at the end there shall be added the following sub-paragraph—
- “(2) The assets of any business owned in whole or in part by the claimant where—
- (a) he has ceased to be engaged as a self-employed earner in that business by reason of some disease or bodily or mental disablement; and
- (b) he intends to become re-engaged as a self-employed earner in that business as soon as he recovers or is able to be re-engaged in that business;
- for a period of 26 weeks from the date on which the claimant last ceased to be engaged in that business, or, if it is unreasonable to expect him to become re-engaged in that business within that period, for such longer period as is reasonable in the circumstances to enable him to become so re-engaged.”;
- (b) for paragraph 13 there shall be substituted the following paragraph—
- “13. Where the funds of a trust are derived from a payment made in consequence of any personal injury to the claimant, the value of the trust fund and the value of the right to receive any payment under that trust.”;
- (c) after paragraph 39, there shall be added the following paragraphs—
- “40.—(1) Any payment or repayment made—
- (a) as respects England and Wales, under regulation 3, 5 or 8 of the National Health Service (Travelling Expenses and Remission of Charges) Regulations 1988 (travelling expenses and health service supplies);
- (b) as respects Scotland, under regulation 3, 5 or 8 of the National Health Service (Travelling Expenses and Remission of Charges) (Scotland) Regulations 1988 (travelling expenses and health service supplies);
- but only for a period of 52 weeks from the date of receipt of the payment or repayment.
- (2) Any payment or repayment made by the Secretary of State for Health, the Secretary of State for Scotland or the Secretary of State for Wales which is analogous to a payment or repayment mentioned in sub-paragraph (1); but only for a period of 52 weeks from the date of receipt of the payment or repayment.
41. Any payment made under regulation 9 to 11 or 13 of the Welfare Food Regulations 1988 (payments made in place of milk tokens or the supply of vitamins), but only for a period of 52 weeks from the date of receipt of the payment.
42. Any payment made either by the Secretary of State for the Home Department or by the Secretary of State for Scotland under a scheme established to assist relatives and

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other persons to visit persons in custody, but only for a period of 52 weeks from the date of receipt of the payment.

43. Any arrears of special war widows payment which is disregarded under paragraph 43 of Schedule 2 (sums to be disregarded in the calculation of income other than earnings)(1), but only for a period of 52 weeks from the date of receipt of the arrears.”.

(1) Paragraph 43 was added by S.I.1990/574, regulation 14 (f).