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STATUTORY RULES OF NORTHERN IRELAND

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1999 No. 500

**SOCIAL SECURITY**

**The Income Support (General) (Amendment No. 2)  
Regulations (Northern Ireland) 1999**

*Made* . . . . . 20th December 1999

*Coming into operation* . . . . . 5th January 2000

The Department for Social Development, in exercise of the powers conferred by sections 122(1)(a), 123(1)(e) and 171(1) and (3) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(a) and now vested in it(b), and of all other powers enabling it in that behalf, hereby makes the following Regulations:

*Citation, commencement and interpretation*

**1.**—(1) These Regulations may be cited as the Income Support (General) (Amendment No. 2) Regulations (Northern Ireland) 1999 and shall come into operation on 5th January 2000.

(2) The Interpretation Act (Northern Ireland) 1954(c) shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

*Amendment of Schedule 1B to the Income Support (General) Regulations*

**2.** After paragraph 14 of Schedule 1B(d) to the Income Support (General) Regulations (Northern Ireland) 1987(e) (prescribed categories of person: pregnancy) there shall be inserted the following paragraph—

*“Parental leave*

14A.—(1) A person who is—

- (a) entitled to, and taking, parental leave by virtue of Part III of the Maternity and Parental Leave, etc Regulations (Northern Ireland) 1999(f) in respect of a child who is a member of his household;
- (b) not entitled to any remuneration from his employer in respect of that leave for the period to which his claim for income support relates; and
- (c) entitled to working families’ tax credit, disabled person’s tax credit(g) or housing benefit on the day before that leave begins.

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(a) 1992 c. 7; section 123(1)(e) was added by paragraph 13(5) of Schedule 2 to the Jobseekers (Northern Ireland) Order 1995 (S.I. 1995/2705 (N.I. 15))  
(b) See Article 8(b) of S.R. 1999 No. 481  
(c) 1954 c. 33 (N.I.)  
(d) Schedule 1B was inserted by Schedule 1 to S.R. 1996 No. 199  
(e) S.R. 1987 No. 459; relevant amending Regulations are S.R. 1996 No. 199  
(f) S.R. 1999 No. 471  
(g) Family credit and disability working allowance are known respectively as working families’ tax credit and disabled person’s tax credit by virtue of section 1 of the Tax Credits Act 1999 (c. 10) as from 5th October 1999

(2) In this paragraph “remuneration” means payment of any kind.”.

Sealed with the Official Seal of the Department for Social Development  
on 20th December 1999.

(L.S.)

*John O’Neill*  
Senior Officer of the  
Department for  
Social Development

## EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These Regulations amend the Income Support (General) Regulations (Northern Ireland) 1987 (“the Income Support Regulations”).

Regulation 2 inserts a new paragraph 14A into Schedule 1B of the Income Support Regulations. This provides that a person on unpaid statutory parental leave in respect of a child in his household, who was entitled to certain benefits on the day before the leave begins, is a prescribed person under section 123(1)(e) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7) for the purposes of a claim for income support.

These Regulations make in relation to Northern Ireland only provision corresponding to provision contained in Regulations made by the Secretary of State for Social Security in relation to Great Britain and accordingly, by virtue of section 149(3) of, and paragraph 10 of Schedule 5 to, the Social Security Administration (Northern Ireland) Act 1992 (c. 8), are not subject to the requirement of section 149(2) of that Act for prior reference to the Social Security Advisory Committee.

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