

*Changes to legislation: There are currently no known outstanding effects for the Child Benefit Act 2005, Part 1. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1 **U.K.**

#### CONSEQUENTIAL AMENDMENTS

#### PART 1 **E+W+S**

#### GREAT BRITAIN

#### *Social Security Contributions and Benefits Act 1992 (c. 4)*

1 The Social Security Contributions and Benefits Act 1992 is amended as follows.

#### Commencement Information

**II** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 2 (1) Section 37 (widowed mother's allowance) is amended as follows.
- (2) In subsection (1)(a), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (2), after—
- (a) “A child”,
  - (b) “the child”, in both places, and
  - (c) “a child”, in both places,
- insert “ or qualifying young person ”.

#### Commencement Information

**I2** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 3 (1) Section 39A (widowed parent's allowance) is amended as follows.
- (2) In subsection (2)(a), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (3), after—
- (a) “A child”,
  - (b) “the child”, in both places, and
  - (c) “a child”, in both places,
- insert “ or qualifying young person ”.

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**Commencement Information**

**I3** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 4 (1) Section 77 (guardian's allowance) is amended as follows.
- (2) In subsection (1), after—
  - (a) “a child”, and
  - (b) “that child”,
 insert “ or qualifying young person ”.
- (3) In subsection (2), for “child's parents”, in each place, substitute “ parents of the child or qualifying young person ”.
- (4) In subsection (3)—
  - (a) after “child” insert “ or qualifying young person ”, and
  - (b) for “child's parent's” substitute “ parents of the child or qualifying young person ”.
- (5) In subsection (4), after “child” insert “ or qualifying young person ”.
- (6) In subsection (5), after “child”, in both places, insert “ or qualifying young person ”.
- (7) In subsection (7), after “child” insert “ or qualifying young person ”.
- (8) In subsection (8)—
  - (a) after “child”, in both places, insert “ or qualifying young person ”, and
  - (b) for “a child's parents” substitute “ the parents of a child or qualifying young person ”.
- (9) In subsection (9), after “child” insert “ or qualifying young person ”.
- (10) In subsection (10), after “child” insert “ or qualifying young person ”.
- (11) In subsection (11), after “child”, in both places, insert “ or qualifying young person ”.

**Commencement Information**

**I4** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

5 **F1** .....

**Textual Amendments**

**F1** [Sch. 1 para. 5](#) repealed (12.1.2010) by [Welfare Reform Act 2009 \(c. 24\)](#), ss. 61(2), (3), [Sch. 7 Pt. 2](#)

6 **F2** .....

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### Textual Amendments

**F2** Sch. 1 para. 6 repealed (26.9.2007) by Pensions Act 2007 (c. 22), ss. 4(1), 30(3), Sch. 7 Pt. 2 (with s. 4(5))

- 7 (1) Section 114 (persons maintaining dependants etc.) is amended as follows.
- (2) In subsection (1), after “child” insert “ or qualifying young person ”.
- (3) In subsection (3), after “children” insert “ or qualifying young persons ”.

### Commencement Information

**I5** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see s. 6

- 8 (1) Section 122(1) (Parts 1 to 6: interpretation) is amended as follows.
- (2) For the definition of “child” substitute—
- ““child” has the same meaning as in Part 9 of this Act;”.
- (3) Insert at the appropriate place—
- ““qualifying young person” has the same meaning as in Part 9 of this Act;”.

### Commencement Information

**I6** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see s. 6

- 9 (1) Section 143 (child benefit: person responsible for child) is amended as follows.
- (2) In subsection (1), after “child”, in each place except in the phrase “child benefit”, insert “ or qualifying young person ”.
- (3) In subsection (2), after “child”, in both places, insert “ or qualifying young person ”.
- (4) In subsection (3)—
- (a) for “child's” substitute “ fact that the child or qualifying young person is ”,
- (b) in paragraph (a), for “full-time education by attendance at a recognised educational establishment” substitute “ education or training of a description prescribed by regulations made by the Treasury ”, and
- (c) in paragraph (c), omit “being;”.
- (5) In subsection (4)—
- (a) after “any child” and “for the child” insert “ or qualifying young person ”, and
- (b) for “of the child” substitute “ of him ”.
- (6) In subsection (5), after “child”, in both places, insert “ or qualifying young person ”.
- (7) In the heading, for “**child**” substitute “ **child or qualifying young person** ”.

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**Commencement Information**

**I7** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 10 (1) Section 144 (child benefit: exclusions and priority) is amended as follows.
- (2) Omit subsection (1).
- (3) In subsection (2), omit “in other cases”.
- (4) In subsection (3), after “same child” insert “ or qualifying young person ”.

**Commencement Information**

**I8** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 11 In section 145(2) (different rates of child benefit by reference to age of child), after “child” insert “ or qualifying young person ”.

**Commencement Information**

**I9** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 12 (1) Section 145A (entitlement to child benefit after death of child) is amended as follows.
- (2) In subsection (1), after—
- (a) “a child”, and
- (b) “the child”,
- insert “ or qualifying young person ”.
- (3) In subsection (4), after “a child” insert “ or qualifying young person ”.
- (4) In the heading, after “**child**” insert “ **or qualifying young person** ”.

**Commencement Information**

**I10** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 13 (1) Section 146 (child benefit: presence in Great Britain) is amended as follows.
- (2) In subsection (1), after “a child” insert “ or qualifying young person ”.
- (3) In subsection (3)—
- (a) for “a child or other” substitute “ any ”, and
- (b) for “this section” substitute “ subsection (1) or (2) above ”.

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**Commencement Information**

**I11** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 14 (1) Section 147 (child benefit: interpretation and supplementary) is amended as follows.
- (2) In subsection (1), omit the definition of “recognised educational establishment”.
- (3) In subsection (3), after “child” insert “ or qualifying young person ”.

**Commencement Information**

**I12** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 15 (1) Part 5 of Schedule 4 (rates of industrial injuries benefits) is amended as follows.
- (2) In paragraphs 1 and 4, in the second column, in paragraph (a), omit “child or adult”.
- (3) In paragraph 12—
- (a) in the first column, after “children” insert “ and qualifying young persons ”, and
- (b) in the second column, for “qualifying child” substitute “ child or qualifying young person ”.

**Commencement Information**

**I13** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 16 (1) Schedule 7 (industrial injuries benefits) is amended as follows.
- (2) In paragraph 4—
- (a) in sub-paragraph (1), for “a child or children” substitute “ one or more children or qualifying young persons ”, and
- (b) in sub-paragraph (4), after “child”, in both places, insert “ or qualifying young person ”,
- and in the heading before that paragraph, after “*children*” insert “ *and qualifying young persons* ”.
- (3) In paragraph 5(1), after “child”, in each place, insert “ or qualifying young person ”.
- (4) In paragraph 6(1)—
- (a) after “nor a child” insert “ or qualifying young person ”, and
- (b) for “a child or children” substitute “ one or more children or qualifying young persons ”.
- (5) In paragraph 16(2)(a), after “children” insert “ or qualifying young persons ”.
- (6) In paragraph 18—
- (a) for “a child or children” substitute “ one or more children or qualifying young persons ”,

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(b) after “that child”, in each place, insert “ or qualifying young person ”, and  
 (c) after “those children”, in each place, insert “ or qualifying young persons ”, and in the heading before that paragraph, for “*Children of deceased's*” substitute “*Deceased's*”.

(7) In paragraph 19, after “child”, in each place, insert “ or qualifying young person ”; and in the heading before that paragraph, after “*children*” insert “ *and qualifying young persons* ”.

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**Commencement Information**

**I14** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 17 (1) Schedule 9 (exclusions from entitlement to child benefit) is amended as follows.
- (2) In paragraph 1, after—
- (a) “a child”, and
  - (b) “the child”,
- insert “ or qualifying young person ”; and, in the heading before it, after “*Children*” insert “ *and qualifying young persons* ”.
- (3) Omit paragraph 2 (and the heading before it).
- (4) In paragraph 3, after “a child” insert “ or qualifying young person ”; and, in the heading before it, after “*Children*” insert “ *and qualifying young persons* ”.

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**Commencement Information**

**I15** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 18 (1) Schedule 10 (priority between persons entitled to child benefit) is amended as follows.
- (2) In paragraph 1(1), after—
- (a) “a child”, and
  - (b) “that child”,
- insert “ or qualifying young person ”.
- (3) In the heading before paragraph 2, after “*child*” insert “ *or qualifying young person* ”.
- (4) In paragraph 4, after “child”, in both places, insert “ or qualifying young person ”.

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**Commencement Information**

**I16** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

*Social Security Administration Act 1992 (c. 5)*

- 19 The Social Security Administration Act 1992 is amended as follows.

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**Commencement Information**

**I17** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 20 (1) Section 13 (necessity of application for child benefit) is amended as follows.
- (2) In subsection (1C), after “children” insert “ or qualifying young persons ”.
- (3) In subsection (2), after “same child” insert “ or qualifying young person ”.

**Commencement Information**

**I18** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 21 In section 73(2)(c) and (5)(c) (overlapping benefits), omit “child or adult”.

**Commencement Information**

**I19** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 22 In section 80 (child benefit: overlap with benefits under legislation of other member States), after “any child” insert “ or qualifying young person ”.

**Commencement Information**

**I20** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 23 In section 155(6) (effect of alteration of rates of benefit), after “child” insert “ or qualifying young person ”.

**Commencement Information**

**I21** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 24 In section 157(2) (effect of alteration of rates of child benefit), after “a child”, in both places, insert “ or qualifying young person ”.

**Commencement Information**

**I22** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

- 25 In section 158(1) (treatment of excess benefit as paid on account of child benefit), after—
- (a) “a child”, and
- (b) “of the child”, in both places,

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insert “ or qualifying young person ”.

**Commencement Information**

**I23** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)

*Social Security Act 1998 (c. 14)*

- 26 In section 18(2) of the Social Security Act 1998 (regulations about decisions), after—
- (a) “a child”, and
  - (b) “the child”,
- insert “ or qualifying young person ”.

**Commencement Information**

**I24** Act wholly in force at 10.4.2006; Act in force for certain purposes at Royal Assent and otherwise in force at 10.4.2006, see [s. 6](#)



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