1978 No. 914

SOCIAL SECURITY

The Child Benefit and Social Security (Fixing and Adjustment of Rates) Amendment Regulations 1978

Laid before Parliament in draft

Made - - - -	*29th June* 1978
Coming into Operation— except for regulation 2(4)	*13th November* 1978
Regulation 2(4) - -	*2nd April* 1979

Whereas a draft of the following regulations was laid before and approved by resolution of each House of Parliament:

Now, therefore, the Secretary of State for Social Services, in conjunction with the Treasury(a), in exercise of the powers conferred upon him by sections 5 and 17(1) of the Child Benefit Act 1975(b), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations, which may be cited as the Child Benefit and Social Security (Fixing and Adjustment of Rates) Amendment Regulations 1978, amend the Child Benefit and Social Security (Fixing and Adjustment of Rates) Regulations 1976(c), as amended(d) (hereinafter referred to as "the principal regulations") and shall come into operation, except for regulation 2(4), on 13th November 1978 and, for the purposes of regulation 2(4) on 2nd April 1979.

(2) In this instrument "the Social Security Act" means the Social Security Act 1975(e) and the rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(f) shall apply in relation to this instrument and in relation to the regulation revoked by it as if this instrument and that regulation were Acts of Parliament and as if the revocation were a repeal.

(a) *See* s. 22(1)(*a*) of the Child Benefit Act 1975 (c. 61).
(b) 1975 c. 61.
(c) S.I. 1976/1267.
(d) The relevant amending instruments are S.I.s 1977/1327, 1328.
(e) 1975 c. 14.
(f) 1889 c. 63.

Amendment of regulation 2 of the principal regulations

2.—(1) Regulation 2 of the principal regulations (weekly rates of child benefit) shall be amended in accordance with the following provisions of this regulation.

(2) Subject to paragraph (4) of this regulation, in paragraph (1) of the said regulation 2, for the reference to "£2·30" there shall be substituted a reference to "£3·00".

(3) In paragraph (2) of the said regulation 2, for the reference to "£1·00" there shall be substituted a reference to "£2·00".

(4) With effect from 2nd April 1979 in paragraph (1) of the said regulation 2 there shall be substituted for the reference to "£3·00" substituted therein by paragraph (2) of this regulation, a reference to "£4·00".

Revocation of regulation 3 of the principal regulations

3. Regulation 3 of the principal regulations (reduction of weekly rates of benefits and increases of benefits under the Social Security Act in respect of children) shall be revoked—

(*a*) paragraphs (*a*) and (*b*) thereof (child's special allowance and guardian's allowance under the Social Security Act) on 13th November 1978;

(*b*) paragraph (*c*) thereof (increase under Chapter III of Part II of the Social Security Act of benefits for child dependants)—

(i) in relation to an increase of maternity allowance, widow's allowance, widowed mother's allowance, Category A, B or C retirement pension, child's special allowance or (where the Secretary of State has not made arrangements for invalid care allowance to be paid on a Wednesday) invalid care allowance, on 13th November 1978;

(ii) in relation to an increase of invalid care allowance where the Secretary of State has made arrangements for that allowance to be paid on a Wednesday, on 15th November 1978;

(iii) in relation to an increase of unemployment benefit, sickness benefit, invalidity pension or non-contributory invalidity pension, on 16th November 1978;

(*c*) paragraph (*d*) thereof (increase of injury benefit under the Social Security Act in respect of dependent children) on 16th November 1978;

(*d*) paragraph (*e*) thereof (increase of disablement pension under the Social Security Act in respect of dependent children) on 15th November 1978; and

(*e*) paragraphs (*f*) and (*g*) thereof (allowance under section 70 of the Social Security Act in respect of children) on 13th November 1978.

David Ennals,

Secretary of State for Social Services.

26th June 1978.

T. E. Graham,

J. Dormand,

Two of the Lords Commissioners of Her Majesty's Treasury.

29th June 1978.

EXPLANATORY NOTE

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

These Regulations amend the Child Benefit and Social Security (Fixing and Adjustment of Rates) Regulations 1976 by providing for higher rates of child benefit under the Child Benefit Act 1975 with effect from Monday 13th November 1978 and provide for a further increase in the rate of the main benefit under that Act from 2nd April 1979.

These Regulations also revoke regulation 3 of the principal regulations which reduced the weekly rates of benefits and increases of benefit under the Social Security Act 1975 in respect of children to take account of payments of child benefit being made for such children.

The Social Security Benefits Up-Rating Order 1978 (1978/912), which varies the weekly rates of various benefits and increases of benefit under the Social SecurityAct 1975, takes account of the reductions provided for in Regulation 3 of the 1976 Regulations and accordingly that regulation is revoked by these Regulations.

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