STATUTORY INSTRUMENTS

1980 No. 1950

PENSIONS

WAR INJURIES (CIVILIANS)

The Personal Injuries (Civilians) Amendment (No. 3) Scheme 1980

Made - - - -	16*th December* 1980
Laid before Parliament	6*th January* 1981
Coming into Operation	27*th January* 1981

The Secretary of State for Social Services with the consent of the Treasury, in exercise of the powers conferred by section 2 of the Personal Injuries (Emergency Provisions) Act 1939 (**a**) and now vested in him (**b**), and in exercise of all other powers enabling him in that behalf, hereby makes the following Scheme:—

Citation, commencement and interpretation

1.—(1) This Scheme may be cited as the Personal Injuries (Civilians) Amendment (No.3) Scheme 1980 and shall come into operation on 27th January 1981.

(2) In this Scheme the expression "the principal Scheme" means the Personal Injuries (Civilians) Scheme 1976 (**c**).

Amendment of article 2 of the principal Scheme

2. At the end of paragraph (21) of article 2 of the principal Scheme (definition of "student") after the words "educational establishment" there shall be inserted the words "and for the purposes of this Scheme a person may continue to be a student for such period (being a period not exceeding 13 weeks) after he ceases to receive full-time instruction as aforesaid and before he attains the age of 19 as the Secretary of State may in any particular case determine".

(**a**) 1939 c.82.
(**b**) *See* Transfer of Functions (Ministry of Pensions) Order 1953 (S.I.1953/1198), article 2; Ministry of Social Security Act 1966 (c.20) section 2; Secretary of State for Social Services Order 1968 (S.I.1968/1699) article 2.
(**c**) S.I.1976/585; the relevant amending instrument is S.I. 1978/1426.

Amendment of article 12 *of the principal Scheme*

3.—(1) There shall be inserted at the beginning of paragraph (5) of article 12 of the principal Scheme (allowances for eligible members of the family) the words "Subject to paragraph (5A) below".

(2) After the said paragraph (5) there shall be inserted the following paragraph:—

"(5A) Subject to the condition that no allowance under this article may be continued or may continue to have effect in respect of a child in respect of any period after that child has attained the age of 19, such allowance may be continued or may continue to have effect in respect of a period not exceeding 13 weeks after the child ceases to undergo full-time education as aforesaid as the Secretary of State may in any particular case determine."

(3) In paragraph (6) of the said article for the words "by virtue of the last foregoing paragraph, no award of an allowance" there shall be substituted the words "by virtue of paragraph (5) of this article no award of an allowance, otherwise than by virtue of the last foregoing paragraph".

Patrick Jenkin,
Secretary of State for Social Services.

10th December 1980.

We consent

Peter Morrison,
J. A. Douglas-Hamilton,
Two of the Lords Commissioners of
Her Majesty's Treasury.

16th December 1980.

EXPLANATORY NOTE

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

This Scheme further amends the Personal Injuries (Civilians) Scheme 1976 ("the principal Scheme").

The Scheme amends the definition of "student" contained in article 2 of the principal Scheme by making provision for a person to continue to be a student for the purposes of the principal Scheme for a period not exceeding 13 weeks after he ceases to receive full-time instruction and before he reaches the age of 19 as the Secretary of State may determine.

The Scheme also amends article 12 of the principal Scheme by extending the period in which an allowance may be continued in respect of a child who is over 15 but under 19 at the discretion of the Secretary of State as if the child were still receiving full-time education for a period not exceeding 13 weeks after he ceases to undergo such education and before the child reaches the age of 19.

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