STATUTORY INSTRUMENTS

1990 No. 620

SOCIAL SECURITY

The Social Security (Invalid Care Allowance) Amendment Regulations 1990

Made - - - -	*15th March 1990*
Laid before Parliament	*19th March 1990*
Coming into force	*9th April 1990*

The Secretary of State for Social Security, in exercise of powers conferred by section 37(8) of, and Schedule 20 to, the Social Security Act 1975**(a)**, and of all other powers enabling him in that behalf, after agreement by the Social Security Advisory Committee that proposals to make these Regulations should not be referred to it**(b)**, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Social Security (Invalid Care Allowance) Amendment Regulations 1990 and shall come into force on 9th April 1990.

Amendment of the Social Security (Invalid Care Allowance) Regulations 1976

2. In regulation 8(1) of the Social Security (Invalid Care Allowance) Regulations 1976**(c)** (circumstances in which a person is or is not to be treated as gainfully employed) for the sum of £12 in each place where it occurs, there shall be substituted the sum of £20.

Revocation

3. The Social Security (Invalid Care Allowance) Amendment Regulations 1982**(d)** are hereby revoked.

Signed by authority of the Secretary of State for Social Security

Nicholas Scott
Minister of State,
Department of Social Security

15th March 1990

(a) 1975 c.14. Schedule 20 is cited for the meaning it ascribes to "Prescribe" and "Regulations".
(b) *See* section 61(1)(b) and (10) of the Social Security Act 1986 (c.50). The definition of "regulations" was added to section 61(10) by the Social Security Act 1989 (c.24), Schedule 8, paragraph 12(4).
(c) S.I. 1976/409, to which the relevant amending instrument is S.I. 1982/1493.
(d) S.I. 1982/1493.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Social Security (Invalid Care Allowance) Regulations 1976 ("the 1976 Regulations").

Under section 37(1) of the Social Security Act 1975 a person is entitled to an invalid care allowance for any day on which he is engaged in caring for a severely disabled person if, among other things, he is not gainfully employed. Regulation 8(1) of the 1976 Regulations provides that a person is not to be treated as gainfully employed on any day in a week unless, and is to be treated as gainfully employed on every day in a week if, his earnings in the immediately preceding week (subject to specified exceptions) have exceeded a specified sum. These Regulations increase that sum from £12 to £20.

Regulation 3 contains a revocation consequent upon the coming into force of these Regulations.

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