

2007 No. 1055

SOCIAL SECURITY, NORTHERN IRELAND

**The Guardian's Allowance Up-rating (Northern Ireland) Order
2007**

Made - - - - *28th March 2007*

Coming into force - - *9th April 2007*

As a result of carrying out a review in Great Britain of the sums specified in section 150(1)(a)(i) (rates of benefits, etc.) of the Social Security Administration Act 1992 (a) (“the Great Britain Administration Act”), the Treasury have determined that the general level of prices was higher at the end of the period under review than it was at the beginning (b).

Section 132(1) of the Social Security Administration (Northern Ireland) Act 1992 (c) (“the Northern Ireland Administration Act”) provides that, whenever the Treasury make an Order under section 150 of the Great Britain Administration Act, they may make corresponding provision in respect of Northern Ireland.

A draft of the following Order was laid before and approved by resolution of each House of Parliament pursuant to sections 132(1) and 166(10A) of the Northern Ireland Administration Act(d).

Accordingly, the Treasury make this Order in exercise of the powers conferred by sections 132(2) and 165(4) of that Act and now vested in them (e):

Citation and commencement

1. This Order may be cited as the Guardian's Allowance Up-rating (Northern Ireland) Order 2007 and shall come into force on 9th April 2007.

(a) 1992 (c.5).

(b) The functions of the Secretary of State in respect of guardian's allowance under Part 10 of the Act which are relevant to the making of this Order were transferred to the Treasury by section 49(3) of the Tax Credits Act 2002 (c.21) (“the 2002 Act”).

(c) 1992 (c.8).

(d) Subsection (10A) was inserted by paragraph 50(4) of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) (Northern Ireland) Order 1999 (S.I. 1999/671) and amended by paragraph 11(3) of Schedule 4 to the 2002 Act.

(e) The functions of the Department for Social Development in respect of guardian's allowance under section 132 of the Act which are relevant to the making of this Order were transferred to the Treasury by section 49(4) of the 2002 Act.

Amendment of Schedule 4 to the Social Security Contributions and Benefits (Northern Ireland) Act 1992

2. In paragraph 5 of Part III of Schedule 4 to the Social Security Contributions and Benefits (Northern Ireland) Act 1992 (a) (amount of guardian's allowance) for "£12.50" substitute "£12.95" (b).

Claire Ward

Dave Watts

28th March 2007

Two of the Lords Commissioners of Her Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is made by the Treasury under section 132 of the Social Security Administration (Northern Ireland) Act 1992 (c.8) as the consequence of a review, conducted by them under section 150 of the Social Security Administration Act 1992 (c.5), of the general level of prices. It details the amount mentioned in section 150(1) which it falls to the Treasury to determine in consequence of the transfer of functions in respect of guardian's allowance under section 49(3) of the Tax Credits Act 2002 (c.21).

Article 1 provides for the citation and commencement of the Order.

Article 2 increases the weekly rate of guardian's allowance prescribed in paragraph 5 of Part III of Schedule 4 to the Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c.7) from £12.50 to £12.95.

A full regulatory impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

This Order does not impose any new costs on business.

(a) 1992 c.7.

(b) Last amended by Article 2 of S.I. 2006/956.

£3.00

© Crown copyright 2007

Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.

E0578 4/2007 170578T 19585