

ISLE OF MAN

SOCIAL SECURITY

THE SUPPLEMENTARY BENEFIT (ISLE OF MAN)  
(DETERMINATION OF REQUIREMENTS) REGULATIONS 1971

Approved by resolution of Tynwald, 6th July, 1971.

BSS 10

The Isle of Man Board of Social Security, with the approval of the Governor, in exercise of the powers conferred by section 4(2) of the Isle of Man Board of Social Security Act 1970 and of all the powers enabling the said Board in that behalf, hereby makes the following regulations —

CITATION, COMMENCEMENT AND INTERPRETATION

1. —(1) These regulations may be cited as the Supplementary Benefit (Isle of Man) (Determination of Requirements) Regulations 1971 and shall come into operation in the case of regulations 1 and 2 on 20th September 1971, and in the case of regulation 3 on 6th December 1971.

(2) In these regulations, unless the context otherwise requires, “the Act” means the Isle of Man Board of Social Security Act 1970 and other expressions have the same meaning as in the Act.

AMENDMENT OF PROVISIONS FOR CALCULATING REQUIREMENTS

2. —(1) Part II (calculation of requirements of Schedule I to the Act (provisions for determining the right to and amount of benefit) shall be varied in accordance with the following provisions of this regulation.

(2) For paragraph 9 (normal requirements) and paragraph 10 (blind persons' requirements) as varied (a) there shall be substituted the following paragraphs—

“NORMAL REQUIREMENTS

9. Requirements of persons other than blind persons—

	£
(a) husband and wife or other persons falling within paragraph 3(1) of this Schedule ...	10.10
(b) person living alone or householder not falling within sub-paragraph (a) of this paragraph who is directly responsible for household necessities and rent (if any) ... ..	6.20

(a) The Supplementary Benefit (Isle of Man) (Determination of Requirements) Regulations 1970.

The Supplementary Benefit (Isle of Man) (Decimalisation of the Currency) Regulations 1970.

	£
(c) any other person aged—	
(i) not less than 21 years ... ..	4.90
(ii) less than 21 but not less than 18 years	4.35
(iii) less than 18 but not less than 16 years	3.85
(iv) less than 16 but not less than 13 years	3.20
(v) less than 13 but not less than 11 years	2.60
(vi) less than 11 but not less than 5 years	2.15
(vii) less than 5 years ... ..	1.80

**BLIND PERSONS**

**10. Requirements of persons who are or include blind persons—**

(a) husband and wife or other persons falling within paragraph 3(1) of this Schedule—	
(i) if one of them is blind ... ..	11.35
(ii) if both of them are blind ... ..	12.15
(b) any other blind person aged—	
(i) not less than 21 years ... ..	7.45
(ii) less than 21 but not less than 18 years	5.35
(iii) less than 18 but not less than 16 years	4.65
(iv) less than 16 but not less than 13 years	3.20
(v) less than 13 but not less than 11 years	2.60
(vi) less than 11 but not less than 5 years	2.15
(vii) less than 5 years ... ..	1.80”

(3) For paragraph 11 (persons in receipt of supplementary pension), as varied (a), there shall be substituted the following—

**“ PERSONS IN RECEIPT OF SUPPLEMENTARY PENSION**

**11. Additional requirements of person eligible for supplementary pension—**

(a) where he or a person whose requirements are aggregated with his under paragraph 3 of this Schedule is aged not less than 80 years	£ 0.75
(b) in any other case ... ..	£0.50”

(4) In paragraph 13(1)(b) (increase on account of rent of the amount specified for requirements where the beneficiary is a non-householder aged 18 or over), as varied (b), for “£0.60” there shall be substitute “£0.65”.

**ADDITIONAL PROVISIONS RELATING TO ATTENDANCE REQUIREMENTS**

3.—(1) The said Part II of Schedule 1 to the Act shall be further varied in accordance with the following provisions of this regulation.

(2) Immediately after paragraph 12 there shall be inserted the following paragraph —

- 
- (a) The Supplementary Benefit (Isle of Man) (Decimalisation of the Currency) Regulations 1970.
  - (b) The Supplementary Benefit (Isle of Man) (Determination of Requirements) Regulations 1970.
- The Supplementary Benefit (Isle of Man) (Decimalisation of the Currency) Regulations 1970.

**"ATTENDANCE REQUIREMENTS**

12A.—(1) The amounts applicable under the preceding paragraphs shall be increased by £4.80 in respect of the attendance requirements of a severely disabled person who either—

- (a) is entitled to attendance allowance in respect of his own disablement at the rate of £4.80 a week, or
- (b) is a child in respect of whose disablement some other person, being the person claiming or in receipt of benefit under this Act or a person whose requirements are aggregated with his under paragraph 3 of this Schedule, is entitled to attendance allowance at the rate of £4.80 a week.

(2) In this paragraph—

- (a) "attendance allowance" means an attendance allowance under the National Insurance (Isle of Man) Act 1948 ;
- (b) "attendance requirements" in relation to a disabled person means that person's requirements, by reason of the severity of his physical or mental disablement, for such attention or supervision from another person as is referred to in subsection (2) of section 4 of the National Insurance (Old persons' and widows' pensions and attendance allowance) (Isle of Man) Order 1970 or, in relation to a disabled child, that subsection as modified by regulations made under subsection (5) of that section.

(3) For the purposes of this paragraph the provisions of regulations under the National Insurance (Isle of Man) Act 1948 relating to overlapping benefits shall not be treated as affecting the rate of attendance allowance to which a person is entitled."

(3) In paragraph 14(1) (trade disputes), for the reference to paragraph 13 there shall be substituted a reference to paragraphs 12A and 13.

(4) in paragraph 17 (persons paying for board and lodging), for the reference to paragraphs 9 to 12 there shall be substituted a reference to paragraphs 9 to 12A.



GIVEN UNDER THE OFFICIAL SEAL  
OF THE ISLE OF MAN BOARD OF  
SOCIAL SECURITY THIS TWELFTH  
DAY OF JUNE NINETEEN HUNDRED  
AND SEVENTY-ONE.

J. C. NIVISON, *Chairman.*

W. H. CAIN, *Secretary.*

Approved by me,  
P. H. G. STALLARD,  
Lieutenant Governor.

## EXPLANATORY NOTE

(This Note is not part of the Regulations)

1. Part II of Schedule I to the Isle of Man Board of Social Security Act 1970 (hereinafter referred to as "the Act") provides for the calculation of requirements of persons claiming Supplementary Benefit. The provisions of the said Part II correspond with those in operation in the Isle of Man and Great Britain since 2nd November 1970. The British provisions for calculating requirements are being improved with effect from 20th September 1971.

2. Section 4(2) of the Act provides that regulations may vary the provisions of Part II of Schedule I to the Act but not so as to reduce any amount specified therein.

3. These Regulations increase the weekly amounts allowed for normal requirements and blind persons' requirements, the requirements of persons receiving supplementary pension where the recipient (or a person whose requirements are aggregated with his) is aged 80 years or more, and for the requirements of non-householders, where paragraph 13 of the schedule (rent) specifies an amount of money. These provisions come into effect as from the date on which the new British regulations take effect — 20th September 1971. Regulation 3, which comes into operation on 6th December 1971, provides for an increase of amounts applicable in cases of severe disablement where a person has title or underlying title to attendance allowance, a benefit under the National Insurance (Isle of Man) Act, 1948, introduced by the National Insurance (Old persons' and widows' pensions and attendance allowance) (Isle of Man) Order, 1970.

4. The existing provisions and the provisions of these Regulations are compared in the following table —

	Existing scales £	Scales prescribed by these Regulations £	Amount of Increase £
Scale for computing normal requirements, other than rent, of persons other than blind persons —			
(a) husband and wife ... ..	8.50	10.10	1.60
(b) person living alone who is directly responsible for household necessities and rent ... ..	5.20	6.20	1.00
(c) any other person aged—			
(i) not less than 21 years ...	4.15	4.90	0.75
(ii) less than 21 but not less than 18 years ... ..	3.50	4.35	0.85
(iii) less than 18 but not less than 16 years ... ..	3.05	3.85	0.80

	Existing scales £	Scales prescribed by these Regulations £	Amount of Increase £
(iv) less than 16 but not less than 13 years ... ..	2.40	3.20	0.80
(v) less than 13 but not less than 11 years ... ..	2.20	2.60	0.40
(vi) less than 11 but not less than 5 years ... ..	1.80	2.15	0.35
(vii) less than 5 years ... ..	1.50	1.80	0.30

Scale for computing normal requirements, other than rent, of persons who are or include blind person—

(a) husband and wife—			
(i) If one of them is blind ...	9.75	11.35	1.60
(ii) if both of them are blind ...	10.55	12.15	1.60
(b) any other blind person aged—			
(i) not less than 21 years ...	6.45	7.45	1.00
(ii) less than 21 but not less than 18 years ... ..	4.50	5.35	0.85
(iii) less than 18 but not less than 16 years ... ..	3.85	4.65	0.80
(iv) less than 16 years ... ..	As stated in preceding table	As stated in preceding table	As stated in preceding table

Regulation 2(4) of these Regulations increases from £0.60 to £0.65 the weekly addition allowed to a non-householder aged 18 and over.

5. It is estimated that the increases made by these regulations will increase expenditure under the Isle of Man Board of Social Security Act by £10,000 in the period from 20th September 1971 to 31st March 1972 (which is equivalent to an increase of £21,000 in a full year).