



Statutory Document No. 50/04

THE SOCIAL SECURITY CONTRIBUTIONS AND BENEFITS ACT 1992

**THE INCOME SUPPORT (GENERAL) (ISLE OF MAN)  
(AMENDMENT) REGULATIONS 2004**

*Approved by Tynwald 19/02/2004*

*Coming into operation on 12<sup>th</sup> April 2004*

In exercise of the powers conferred on the Department of Health and Social Security by sections 123 and 124 of the Social Security Contributions and Benefits Act 1992(a) (as that Act has effect in the Isle of Man(b)), and of all other enabling powers, the following Regulations are hereby made:-

**Citation, commencement and interpretation**

1. These Regulations may be cited as the Income Support (General) (Isle of Man) (Amendment) Regulations 2004 and shall come into operation on 12<sup>th</sup> April 2004.

2. In these Regulations “the Income Support Regulations” means the Income Support (General) (Isle of Man) Regulations 2000(c).

**Amendment of the Income Support Regulations**

3. Amend the Income Support Regulations in accordance with the following regulations.

4. In regulation 40 (date on which income is to be treated as having been paid for income support) in paragraph (2) after “maternity allowance,” insert “adoption allowance, paternity allowance,”.

5. In regulation 41 (calculation of weekly amount of income for income support) in paragraph (4)(a) after “maternity allowance,” insert “adoption allowance, paternity allowance,”.

6. In regulation 79 (amount of income support payable for part of a week only) in paragraph (3), in the definition of “B” in the formula for calculating the amount of income support payable, after “maternity allowance,” insert “adoption allowance, paternity allowance,”.

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(a) 1992 c.4; (b) S.D. 505/94; (c) S.D. 26/00.

7. In regulation 81 (modifications in the calculation of income of a person who is entitled to income support for part of a week only) in paragraph (b), and in paragraph (e) at the end, after "maternity allowance," insert "adoption allowance, paternity allowance,".

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Made 19/01/2004



Minister for Health and Social Security

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### EXPLANATORY NOTE

(This note is not part of the Regulations)

1. These Regulations amend the Income Support (General) (Isle of Man) Regulations 2000 as a consequence of the introduction on 12<sup>th</sup> April 2004 of the payment of adoption allowance and paternity allowance for persons absent from work following the adoption or birth of a child. These Regulations also come into force on that date.
2. Regulations 1 to 3 provide for the citation, commencement, interpretation and introduction of the regulations.
3. In particular, the regulations provide that, for the purposes of determining a person's entitlement to income support, any adoption allowance or paternity allowance payable to a person shall be treated -
  - as if it had been paid on the day of the benefit week in respect of which it was payable (regulation 4); and
  - as being of an amount equal to the amount in respect of which it was payable (regulation 5).
4. For the purpose of determining whether - and if so, how much - income support a person is entitled to where it is payable for only part of a week, then any adoption allowance or paternity allowance also payable to that person for any day falling in that part-week shall be deducted from the amount of income support that would otherwise be payable (regulation 6), but if either adoption allowance or paternity allowance is payable for a day which falls in the same week as the one in which that part-week falls but not in that part-week, then it shall be ignored (regulation 7).