STATUTORY RULES OF NORTHERN IRELAND

# 2000 No. 266

# SOCIAL SECURITY

## The Social Security (Payments on account, Overpayments and Recovery) (Amendment) Regulations (Northern Ireland) 2000

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| *Made - - - -* | *4th September 2000* |
| *Coming into operation* | *2nd October 2000* |

The Department for Social Development, in exercise of the powers conferred by sections 69(8) and 165(1), (3) and (4)(*b*) of the Social Security Administration (Northern Ireland) Act 1992(**1**), and now vested in it(**2**), and of all other powers enabling it in that behalf, hereby makes the following Regulations:

### Citation, commencement and interpretation

**1.**—(1) These Regulations may be cited as the Social Security (Payments on account, Overpayments and Recovery) (Amendment) Regulations (Northern Ireland) 2000 and shall come into operation on 2nd October 2000.

(2) The Interpretation Act (Northern Ireland) 1954(**3**) shall apply to these Regulations as it applies to an Act of the Assembly.

### Amendment of the Social Security (Payments on account, Overpayments and Recovery) Regulations

**2.** In regulation 16 of the Social Security (Payments on account, Overpayments and Recovery) Regulations (Northern Ireland) 1988(**4**) (limitations on deductions from prescribed benefits)—

(a) for paragraph (5) there shall be substituted the following paragraph—

"(5) Where a person responsible for the misrepresentation of or failure to disclose a material fact has, by reason thereof—

(a) been found guilty of an offence under any statutory provision;

(b) made an admission after caution of deception or fraud for the purpose of obtaining benefit; or

(**1**) 1992 c. 8; section 165(1) was amended by paragraph 49(2) of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) (Northern Ireland) Order 1999 (S.I.1999/671)
(**2**) *See* Article 8(*b*) of S.R. 1999 No. 481
(**3**) 1954 c. 33 (N.I.)
(**4**) S.R. 1988 No. 142; relevant amending regulations are S.R. 1989 No. 495