STATUTORY RULES OF NORTHERN IRELAND

1998 No. 241

SOCIAL SECURITY

The Social Security (Claims and Payments) (Amendment) Regulations (Northern Ireland) 1998

Made - - - -	*2nd July 1998*
Coming into operation	*3rd August 1998*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 5(1)(o) and (*oo*) and 165(4) to (6) of the Social Security Administration (Northern Ireland) Act 1992(**1**) and of all other powers enabling it in that behalf, by this statutory rule, which contains only regulations made by virtue of paragraph 5(1) of Schedule 5 to the Social Security (Northern Ireland) Order 1998(**2**), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Claims and Payments) (Amendment) Regulations (Northern Ireland) 1998 and shall come into operation on 3rd August 1998.

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

Amendment of the Social Security (Claims and Payments) Regulations

2. For regulation 36A of the Social Security (Claims and Payments) Regulations (Northern Ireland) 1987(**4**) (suspension in identical cases) there shall be substituted the following regulation—

"**36A.** Where—

(a) an appeal is pending against the decision given in a case ("the primary case") by a Commissioner or a court; and

(b) it appears to the Department that if the appeal were to be determined in a particular way an issue would arise whether the award in another case ("the secondary case") ought to be revised,

(**1**) 1992 c. 8; section 5(1)(*oo*) was inserted by paragraph 5(1) of Schedule 5 to the Social Security (Northern Ireland) Order 1998 (S.I. 1998/1506 (N.I. 10))
(**2**) S.I. 1998/1506 (N.I. 10)
(**3**) 1954 c. 33 (N.I.)
(**4**) S.R. 1987 No. 465; relevant amending regulations are S.R. 1992 No. 83 and S.R. 1993 No. 375