STATUTORY RULES OF NORTHERN IRELAND

1997 No. 514

SOCIAL SECURITY

The Social Security (Penalty Notice) Regulations (Northern Ireland) 1997

Made - - - -	*26th November 1997*
Coming into operation	*18th December 1997*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 109A(2)(*b*) and 165(1), (3) and (5) 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 consequential upon Article 14 of the Social Security Administration (Fraud) (Northern Ireland) Order 1997(**2**), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Penalty Notice) Regulations (Northern Ireland) 1997 and shall come into operation on 18th December 1997.

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

Notice

2.—(1) Where the Department(**4**) or the Housing Executive gives to a person a written notice under section 109A(2) of the Social Security Administration (Northern Ireland) Act 1992, the notice shall contain the information that—

(a) the penalty only applies to an overpayment which is recoverable under section 69(**5**), 69A(**6**) or 73(**7**) of the Social Security Administration (Northern Ireland) Act 1992;

(**1**) 1992 c. 8; section 109A was inserted by Article 14 of the Social Security Administration (Fraud) (Northern Ireland) Order 1997 (S.I. 1997/1182 (N.I. 11))
(**2**) S.I. 1997/1182 (N.I. 11)
(**3**) 1954 c. 33 (N.I.)
(**4**) "Department" includes Department of the Environment for Northern Ireland *see* paragraph 7 of Schedule 1 to the Social Security Administration (Fraud) (Northern Ireland) Order 1997
(**5**) Section 69 was amended by section 2 of the Social Security (Overpayments) Act 1996 (c. 51), Article 33 of, and paragraph 31 of Schedule 2 to, and Schedule 3 to the Jobseekers (Northern Ireland) Order 1995 (S.I. 1995/2705 (N.I. 15))
(**6**) Section 69A was inserted by Article 20 of the Jobseekers (Northern Ireland) Order 1995
(**7**) Section 73(1) was amended by Schedules 1 and 2 to the Social Security Administration (Fraud) (Northern Ireland) Order 1997 and Section 73(5) to (7) was added by Article 15 of that Order