1994 No. 152

SOCIAL SECURITY

The Social Security (Sickness and Invalidity Benefit and Severe Disablement Allowance) (Miscellaneous Amendments) Regulations (Northern Ireland) 1994

Made	*18th April 1994*
Coming into operation . .	*16th May 1994*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 57(1)(*a*)(ii) and 68(11)(*e*)(ii) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Social Security (Sickness and Invalidity Benefit and Severe Disablement Allowance) (Miscellaneous Amendments) Regulations (Northern Ireland) 1994 and shall come into operation on 16th May 1994.

Amendment of regulation 3 of the Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations

2. In regulation 3 of the Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations (Northern Ireland) 1984(**b**) (persons deemed to be incapable of work) for paragraph (3) there shall be substituted the following paragraph—

"(3) Subject to paragraph (4), a person who is suffering from some specific disease or bodily or mental disablement but who, by reason only of the fact that he has done some work while so suffering, is found not to be incapable of work, may be deemed to be so incapable if that work is—

(*a*) either—

(i) work which is undertaken under medical supervision as part of his treatment while he is a patient in or of a hospital or similar institution, or

(ii) work which is not so undertaken and which he has good cause for doing,

and from which, in either case, his earnings do not exceed £43·00 in the week in which that work is performed; or

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(**a**) 1992 c. 7

(**b**) S.R. 1984 No. 245; relevant amending regulations are S.R. 1987 No. 221, S.R. 1992 No. 146, S.R. 1993 No. 316 and S.R. 1994 No. 75