1990 No. 445

SOCIAL SECURITY

The Workmen's Compensation (Supplementation) (Amendment No. 2) Regulations (Northern Ireland) 1990

Made . . . . . 20th December 1990

Coming into operation . . 9th January 1991

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 2 and 4(1), (2), (3) and (9) of the Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975(**a**) and of all other powers enabling it in that behalf and with the consent of the Department of Finance and Personnel(**b**), hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Workmen's Compensation (Supplementation) (Amendment No. 2) Regulations (Northern Ireland) 1990 and shall come into operation on 9th January 1991.

(2) In these regulations "the principal regulations" means the Workmen's Compensation (Supplementation) Regulations (Northern Ireland) 1983(**c**).

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

Amendment of the principal regulations

2.—(1) The principal regulations shall be varied in accordance with paragraphs (2) to (6).

(2) In regulations 2(1), 4(1), 5(1) and 30 (basic allowances, major incapacity allowances, lesser incapacity allowances and reciprocal arrangements with Great Britain) for "the National Insurance Fund" there shall be substituted "money provided by Parliament".

(3) In regulation 11 (application of certain regulations made under the Social Security Act) for "the Social Security (Claims and Payments)

(**a**) 1975 c. 17; section 2 was amended by Schedule 10 to the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18)) and Article 6 of S.R. 1990 No. 70. Section 4(1) was amended by paragraph 9(1) of Schedule 8 to the Social Security (Northern Ireland) Order 1989 (S.I. 1989/1342 (N.I. 13)), section 4(3)(*c*) was amended by Schedule 10 to the Social Security (Northern Ireland) Order 1986 and section 4(9) was inserted by Article 9(2) of the Social Security (Miscellaneous Provisions) (Northern Ireland) Order 1977 (S.I. 1977/610 (N.I. 11)). Sections 2(1) and 4(3)(*e*) were amended by Article 18(7) of the Social Security (Northern Ireland) Order 1990 (S.I. 1990/1511 (N.I. 15))

(**b**) Formerly the Department of Finance: *see* S.I. 1982/338 (N.I. 6), Article 3

(**c**) S.R. 1983 No. 101; the relevant amending regulations are S.R. 1984 No. 145

(**d**) 1954 c. 33 (N.I.)

Regulations (Northern Ireland) 1977'' there shall be substituted ''the Social Security (Claims and Payments) Regulations (Northern Ireland) 1987(**a**)''.

(4) In regulation 12 (determination of questions arising under the regulations) for ''the Social Security (Adjudication) Regulations (Northern Ireland) 1984'' there shall be substituted ''the Social Security (Adjudication) Regulations (Northern Ireland) 1987(**b**), the Social Security Commissioners Procedure Regulations (Northern Ireland) 1987(**c**) and of the Social Security (Payments on account, Overpayments and Recovery) Regulations (Northern Ireland) 1988(**d**)''.

(5) In regulations 20(1) and 22(8) (recovery of sums by deduction from allowances or benefits under the Social Security Act and review of decisions) for ''National Insurance Fund'' there shall be substituted ''Department''.

(6) For Schedule 2 (provisions of the Social Security Act and of regulations made under that Act applicable (with the necessary modifications) to these regulations) there shall be substituted the Schedule set out in the Schedule to these regulations.

Revocations

3. In regulation 1(2) of the Workmen's Compensation (Supplementation) Regulations (Northern Ireland) 1983(**e**) the definition of ''the National Insurance Fund'' and regulations 3 and 4 of the Workmen's Compensation (Supplementation) (Amendment) Regulations (Northern Ireland) 1984(**f**) are hereby revoked.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 20th December 1990.

(L.S.) *A. N. Burns*
Assistant Secretary

The Department of Finance and Personnel hereby consents to the foregoing Regulations.

Sealed with the Official Seal of the Department of Finance and Personnel on 20th December 1990.

(L.S.) *R. Miller*
Assistant Secretary

(**a**) S.R. 1987 No. 465; the relevant amending regulations are S.R. 1988 Nos. 141 and 369, S.R. 1989 No. 398 and S.R. 1990 Nos. 137 and 398
(**b**) S.R. 1987 No. 82; the relevant amending regulations are S.R. 1987 No. 466 and S.R. 1990 No. 119
(**c**) S.R. 1987 No. 112
(**d**) S.R. 1988 No. 142; to which there are amendments not relevant to these regulations
(**e**) S.R. 1983 No. 101
(**f**) S.R. 1984 No. 145

SCHEDULE Regulation 2(6)

SCHEDULE 2 Regulations 11 and 12

Provisions of the Social Security Act or regulations applicable (with the necessary modifications) to these regulations

Provisions of the Social Security Act or regulations applicable	*Subject matter*
Social Security Act(a)	
Section 99 ...	Decision of adjudication officer
Section 100 ...	Appeal to social security appeal tribunal
Section 101 ...	Appeal from social security appeal tribunal to Commissioner
Section 102 ...	Questions first arising on appeal
Section 104 ...	Review of decisions
Section 115A ...	Power of adjudicating authorities to refer matters to experts
Section 117 ...	Finality of decisions (in so far as relating to appeals)
The Social Security (Claims and Payments) Regulations (Northern Ireland) 1987	
Regulation 4 ...	Making a claim for benefit
Regulation 5 ...	Amendment and withdrawal of claim
Regulation 6 ...	Date of claim
Regulation 16 ...	Date of entitlement under an award for the purpose of determining the day from which benefit is to be payable and effective date of change of rate
Regulation 17 ...	Duration of awards
Regulation 20 ...	Time and manner of payment: general provision
Regulation 21 ...	Direct credit transfer
Regulation 22 ...	Long term benefits

(a) 1975 c. 15; section 99(2) was substituted by paragraph 4 of Schedule 5 to the Social Security (Northern Ireland) Order 1986. Section 100 was amended by paragraph 5 of Schedule 5 to, and repealed in part by Schedule 10 to, the Social Security (Northern Ireland) Order 1986. Section 101 was amended by paragraph 6 of Schedule 5 to, and repealed in part by Schedule 10 to, the Social Security (Northern Ireland) Order 1986. Section 102(2) was substituted by paragraph 7 of Schedule 5 to the Social Security (Northern Ireland) Order 1986. Section 104 was amended by paragraph 2 of Schedule 1 to the Social Security Adjudications (Northern Ireland) Order 1983 (S.I. 1983/1524 (N.I. 17)), paragraph 9 of Schedule 5 to the Social Security (Northern Ireland) Order 1986, paragraph 11 of Schedule 4 to the Social Security (Northern Ireland) Order 1988 (S.I. 1988/594 (N.I. 2)) and Article 12(5) of the Social Security (Northern Ireland) Order 1989 (S.I. 1989/1342 (N.I. 13)). Section 115A was inserted by paragraph 3 of Schedule 3 to the Social Security (Northern Ireland) Order 1989. Section 117 was amended by Articles 3 and 4 of, paragraph 4 of Schedule 1 to, and paragraph 6 of Schedule 2 to, the Social Security Adjudications (Northern Ireland) Order 1983 and repealed in part by Article 6 of, and Schedule 3 to, that Order and Schedule 10 to the Social Security (Northern Ireland) Order 1986