1987 No. 131

STATUTORY SICK PAY

The Statutory Sick Pay (General) (Amendment) Regulations (Northern Ireland) 1987

Made	*24th March 1987*
Coming into operation . .	*6th April 1987*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 3(5) of the Social Security (Northern Ireland) Order 1982(**a**) and Articles 52(1)(*j*) and 84(1) of the Social Security (Northern Ireland) Order 1986(**b**) 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 Statutory Sick Pay (General) (Amendment) Regulations (Northern Ireland) 1987 and shall come into operation on 6th April 1987.

(2) In these regulations "the principal regulations" means the Statutory Sick Pay (General) Regulations (Northern Ireland) 1982(**c**).

Amendment of the principal regulations

2. After regulation 9 of the principal regulations (time limits for paying statutory sick pay) there shall be inserted the following regulations—

"*Liability of the Department for payments of statutory sick pay*

9A.—(1) Notwithstanding the provisions of Article 3 and subject to paragraph (4), where—

(*a*) an adjudicating authority has determined that an employer is liable to make payments of statutory sick pay to an employee, and

(*b*) the time for appealing against that determination has expired, and

(*c*) no appeal against the determination has been lodged or leave to appeal against the determination is required and has been refused,

then for any day of incapacity for work in respect of which it was determined the employer was liable to make those payments, and for any further days of incapacity for work which fall within the same spell of incapacity for work and in respect of which the employer was liable to make payments of statutory sick pay to that employee, the liability to make payments of statutory sick pay in respect of those days shall, to the extent

(a) S.I. 1982/1084 (N.I. 16): Article 3(5) was inserted by Article 69 of the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))

(b) S.I. 1986/1888 (N.I. 18): Article 52(1)(*j*) applies to statutory sick pay by virtue of Article 52(4)

(c) S.R. 1982 No. 263, to which there are amendments not relevant to these regulations