1984 No. 277

SOCIAL SECURITY

The Workmen's Compensation (Supplementation) (Amendment No. 2) Regulations (Northern Ireland) 1984

Made . . . . . 3rd August 1984

Coming into operation . . . 28th November 1984

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 2 and 4(1) 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 for Northern Ireland(**b**), hereby makes, in consequence of the Social Security Benefits Up-rating Order (Northern Ireland) 1984(**c**), 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) 1984 and shall come into operation on 28th November 1984.

(2) These regulations shall be read as one with the Workmen's Compensation (Supplementation) Regulations (Northern Ireland) 1983(**d**), hereinafter referred to as "the principal regulations".

(3) In these regulations, "the operative date" means 28th November 1984.

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

Amendment of regulation 5 of the principal regulations

2. In regulation 5(2) of the principal regulations (lesser incapacity allowances) for "23rd November 1983" there shall be substituted "28th November 1984".

Substitution of Schedule 1 to the principal regulations

3. For Schedule 1 to the principal regulations (table of rates of lesser incapacity allowance for beneficiaries to whom regulation 5(2) applies and table of loss of earnings and corresponding rate of lesser incapacity allowance) there shall be substituted the Schedule set out in the Schedule to these regulations.

Transitional provision relating to amount of allowance payable

4.—(1) Paragraph (2) shall apply to a beneficiary who was, before the operative date, in receipt of a lesser incapacity allowance but in respect of whom the final calculation of earnings required by regulation 7(2) of the principal regulations had not been made by that date.

(2) In such a case as is referred to in paragraph (1) the beneficiary shall be treated as entitled from the operative date to an allowance at the rate to which he would have been entitled had the final calculation been made before the operative date.

(**a**) 1975 c. 17
(**b**) Formerly the Department of Finance: *see* S.I. 1982/338 (N.I. 6), Article 3
(**c**) S.R. 1984 No.273
(**d**) S.R. 1983 No. 101, as amended by S.R. 1983 No. 277 and S.R. 1984 No. 145
(**e**) 1954 c. 33 (N.I.)