1982 No. 295

SOCIAL SECURITY

The Supplementary Benefit (Miscellaneous Amendments No. 2) Regulations (Northern Ireland) 1982

Made . . . . . *16th September 1982*

Coming into operation . . . *18th October 1982*

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 3(1B), 5(1), 6(1), 7(1), 19(1) and (2)(*dd*), (*f*) and (*g*) of, and paragraphs 1(2) and 2(1), (3) and (4) of Schedule 1 to, the Supplementary Benefits (Northern Ireland) Order 1977(**a**) and of all other powers enabling it in that behalf, and with the consent of the Department of Finance and Personnel(**b**), so far as relates to matters with regard to which such consent is required, hereby makes the following regulations which correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and which accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980(**c**) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Supplementary Benefit (Miscellaneous Amendments No. 2) Regulations (Northern Ireland) 1982 and shall come into operation on 18th October 1982.

(2) In these regulations—

"Claims and Payments Regulations" means the Supplementary Benefit (Claims and Payments) Regulations (Northern Ireland) 1981(**d**);

"Conditions of Entitlement Regulations" means the Supplementary Benefit (Conditions of Entitlement) Regulations (Northern Ireland) 1981(**e**);

"Determination of Questions Regulations" means the Supplementary Benefit (Determination of Questions) Regulations (Northern Ireland) 1980(**f**);

"Requirements Regulations" means the Supplementary Benefit (Requirements) Regulations (Northern Ireland) 1981(**g**);

"Resources Regulations" means the Supplementary Benefit (Resources) Regulations (Northern Ireland) 1981(**h**);

(**a**) S.I. 1977/2156 (N.I. 27): as amended by Article 7 of, and Part I of Schedule 2 to, the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8)) (and set out in Part II of that Schedule) and Article 31 of, and paragraph 14 of Schedule 4 to, the Social Security (Northern Ireland) Order 1982 (S.I. 1982/1084 (N.I. 16))

(**b**) Formerly the Department of Finance: *see* S.I. 1982/338 (N.I. 6), Article 3. *See* also Article 41(1) of the Supplementary Benefits (Northern Ireland) Order 1977, as amended by the Social Security (Northern Ireland) Order 1980

(**c**) 1980 c. 30

(**d**) S.R. 1981 No. 368, to which there are amendments not relevant to these regulations

(**e**) S.R. 1981 No. 371, to which there are amendments not relevant to these regulations

(**f**) S.R. 1980 No. 423, to which there are amendments not relevant to these regulations

(**g**) S.R. 1980 No. 347; the relevant amending regulations are S.R. 1981 No. 282

(**h**) S.R. 1981 No. 370, to which there are amendments not relevant to these regulations

"Single Payments Regulations" means the Supplementary Benefit (Single Payments) Regulations (Northern Ireland) 1981(a);

"Urgent Cases Regulations" means the Supplementary Benefit (Urgent Cases) Regulations (Northern Ireland) 1981(b).

Amendment of the Claims and Payments Regulations

2.—(1) This regulation shall amend the Claims and Payments Regulations.

(2) In regulation 6 (time and manner of payment of pension and allowance) in head (i) of paragraph (1)(*a*) "register and" shall be omitted.

(3) In regulation 8(*b*) (information to be given in connection with payment of benefit) "register and" shall be omitted.

Amendment of the Conditions of Entitlement Regulations

3.—(1) This regulation shall amend the Conditions of Entitlement Regulations.

(2) In regulation 3(2) (persons temporarily absent from Northern Ireland whose entitlement is to continue) "register and" shall be omitted.

(3) For regulation 5 (manner of registration) there shall be substituted the following regulation—

"*Registration for employment*

5.—(1) A claimant shall be required to register for employment pursuant to Article 7 of the Order if—

(*a*) he is aged less than 18; and

(*b*) he is required to be available for employment pursuant to that Article.

(2) A claimant to whom paragraph (1) applies shall, except where the Department decides otherwise, be registered for employment by registering with the Department of Economic Development(c).".

(4) In regulation 6 (persons not subject to condition of registration and availability for employment)—

(*a*) in both the first line and paragraph (*a*)(ii) "to register and" shall be omitted;

(*b*) in paragraph (*e*)(ii) "registered and" shall be omitted;

(*c*) in paragraph (*f*)(iii) for "the requirement in Article 7" there shall be substituted "the requirement to be available for employment pursuant to Article 7";

(*d*) in paragraph (*p*) "who is not registered for employment in accordance with regulations having effect for the purposes of the Employment and Training Act (Northern Ireland) 1950 and" shall be omitted;

(*e*) in paragraphs (*p*), (*r*)(ii) and (*u*) "to register and" shall be omitted.

Amendment of the Determination of Questions Regulations

4.—(1) This regulation shall amend the Determination of Questions Regulations.

(2) In regulation 7(2)(*b*) (date of commencement, change and termination of entitlement to pensions and allowances) "registration and" shall be omitted.

(3) After regulation 7 there shall be inserted the following regulation—

"*Interim payments on account of supplementary benefit*

7A.—(1) Where, under arrangements made by the Department with the consent of the Department of Finance and Personnel, payment on account of supplementary benefit has been made otherwise than in accordance with the

(a) S.R. 1981 No. 369, to which there are amendments not relevant to these regulations
(b) S.R. 1981 No. 372, to which there are amendments not relevant to these regulations
(c) Formerly the Department of Manpower Services: *see* S.I. 1982/846 (N.I. 11), Article 3