1975 No. 129

NATIONAL INSURANCE

The National Insurance (Correction and Setting Aside of Decisions) Regulations (Northern Ireland) 1975

Made . . . . . *29th April* 1975

Coming into operation . . . *7th July* 1975

The Department of Health and Social Services, in exercise of the powers conferred on it by section 5(1) of the National Insurance Measure (Northern Ireland) 1974(a), 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 National Insurance (Correction and Setting Aside of Decisions) Regulations (Northern Ireland) 1975, and shall come into operation on 7th July 1975.

(2) In these regulations—

"appeal" includes an application for leave to appeal and the reference of a decision under section 109 of the Social Security (Northern Ireland) Act 1975(b) and "appealing" shall be construed accordingly;

"body or person interested in the decision" means any body or person to whom notice of the decision is required to be given under the statutory provisions relating to it and, if it or he is not such a body or person and is not the body or person who gave the decision, the Department;

"decision" means a decision given with respect to a claim or question arising under or in connection with any relevant enactment specified in section 5(1) of the National Insurance Measure (Northern Ireland) 1974 by a body or person authorised to decide the claim or question and "record of a decision" shall be construed accordingly.

Correction of accidental errors in decisions

2.—(1) Subject to regulation 4 (common provisions), accidental errors in any decision or record of a decision may at any time be corrected by the body or person who gave the decision.

(2) A correction made to or to the record of a decision shall be deemed to be part of the decision or the record thereof and accordingly written notice thereof shall be given as soon as practicable to bodies or persons interested in the decision.

Setting aside of decisions on certain grounds

3.—(1) Subject to and in accordance with the provisions of this regulation and regulation 4 (common provisions) on an application made by a body or person interested in the decision, a decision may be set aside by the body or person who gave the decision in a case where it appears just to set the decision aside on the ground that—

(a) 1974 c. 4 (N.I.) (b) 1975 c. 15