1975 No. 95

SOCIAL SECURITY

The Social Security (Miscellaneous Amendments and Transitional Provisions) Regulations (Northern Ireland) 1975

Made . . . . . *4th April* 1975

Coming into operation . . . *6th April* 1975

The Department of Health and Social Services for Northern Ireland, in exercise of powers conferred by sections 28(4), 30(3), 39(4)(*a*) and 133 of the Social Security (Northern Ireland) Act 1975(**a**) and paragraphs 3, 5 and 9 of Schedule 3 to the Social Security (Consequential Provisions) Act 1975(**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 Social Security (Miscellaneous Amendments and Transitional Provisions) Regulations (Northern Ireland) 1975, and shall come into operation on 6th April 1975.

(2) The rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(**c**) shall apply for the purposes of the interpretation of this statutory rule as they apply for the purposes of the interpretation of an Act of Parliament.

Amendment of the Social Security (Widow's Benefit, Retirement Pension and Other Benefits) (Transitional) (Northern Ireland) Regulations 1975

2. Regulation 12 of the Social Security (Widow's Benefit, Retirement Pension and Other Benefits) (Transitional) (Northern Ireland) Regulations 1975(**d**) shall be amended as follows:

(*a*) in paragraph (5) the words "or a contributory old age pension" and "or Category B retirement pension payable by virtue of regulation 14" shall be omitted;

(*b*) after paragraph (5) there shall be added the following paragraph—

> "(6) Where a former beneficiary to whom this regulation relates is a woman who has attained the age of 60 but has not yet attained the age of 65, any Category B retirement pension payable to her by virtue of regulation 14 for any day on or after the appointed day but before the day on which she attains the age of 65 or retires before attaining that age shall be disregarded for the purpose of any regulations made under section 24(4)(*b*) of the Act providing for days to be treated as days of increment under that section.".

(**a**) 1975 c. 15
(**b**) 1975 c. 18
(**c**) 1889 c. 63
(**d**) S.R. 1975 No. 14

Amendment of the Social Security (Widow's Benefit and Retirement Pensions) (Northern Ireland) Regulations 1975

3. The Social Security (Widow's Benefit and Retirement Pensions) (Northern Ireland) Regulations 1975(**e**) shall be amended as follows:

(*a*) in regulation 3, the following sub-paragraph shall be added at the end:

"(*c*) where the person who made the election was a man whose wife is entitled to a Category B retirement pension by virtue of his contributions and he subsequently retires for the purposes of the Act from regular employment and claims a retirement pension, his claim may be treated as including a claim by the wife for a Category B retirement pension by virtue of his contributions.";

(*b*) in regulation 4(2), there shall be added at the end:

""received any of the following benefits" does not include any benefits which were received but the whole of which were repaid.".

Amendment of the Social Security (Short-Term Benefits) (Transitional) (Northern Ireland) Regulations 1975

4. Regulation 14(5)(*b*) of the Social Security (Short-Term Benefits) (Transitional) (Northern Ireland) Regulations 1975(**f**) shall be amended by omitting the words "or credited".

Temporary joint arrangements with Great Britain

5.—(1) The provisions of this regulation shall apply for the purpose of giving effect to joint arrangements made by the Department with the consent of the Department of Finance, and the Secretary of State for co-ordinating the operation of the Social Security (Northern Ireland) Act 1975 and the Social Security Act 1975(**g**) with a view to providing a single system of social security for the United Kingdom pending the making of fuller arrangements to that end.

(2) The arrangements contained in the memorandum of reciprocal arrangements set out in the First Schedule to the National Insurance (Great Britain Reciprocal Arrangements) Regulations (Northern Ireland) 1948(**h**) shall have effect for the purposes of the provisions of the Social Security (Northern Ireland) Act 1975 (except those relating to industrial injuries) as they have effect immediately before the 6th April 1975 for the purposes of the National Insurance Act (Northern Ireland) 1966(**i**); and the provisions of the said Act of 1975 and of any instruments made under or having effect for the purposes of that Act shall accordingly have effect subject to modifications corresponding to those to which the provisions of the said Act of 1966 and the instruments made or deemed to be made or having effect for the purposes of that Act of 1966 are immediately before that date subject by virtue of the said regulations.

(**e**) S.R. 1975 No. 12
(**f**) S.R. 1975 No. 44
(**g**) 1975 c. 14
(**h**) S.R. & O. (N.I.) 1948 No. 45 (p. 760)
(**i**) 1966 c. 6 (N.I.)