1974. No. 194 **[C]**

SOCIAL SECURITY

Consequences of Emergency—Miscellaneous Provisions

ORDER, DATED 5TH AUGUST 1974, MADE BY THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES UNDER THE SOCIAL SECURITY (CONSEQUENCES OF EMERGENCY) (NORTHERN IRELAND) ORDER 1974.

The Department of Health and Social Services, in exercise of powers conferred by Article 5 of the Social Security (Consequences of Emergency) (Northern Ireland) Order 1974(a), and of all other powers enabling it in that behalf, hereby makes the following order:

Citation and commencement

1. This order may be cited as the Social Security (Consequences of Emergency) (Miscellaneous Provisions) Order (Northern Ireland) 1974 and shall come into operation with effect from 1st May 1974.

Consequences of suspension of the provisions relating to unemployment benefit or sickness benefit

2.—(1) The suspension in relation to any claim of the provisions relating to unemployment benefit or sickness benefit shall in particular have the consequences that any day in respect of which a person is not entitled to unemployment benefit or sickness benefit by virtue of Article 3 of the Social Security (Consequences of Emergency) (Northern Ireland) Order 1974 shall be deemed not to be a day of unemployment or incapacity, as the case may be, for the purposes of any provisions relating to—

(*a*) unemployment benefit, sickness benefit or invalidity benefit, under the National Insurance Measures (Northern Ireland) 1966 to 1974, or

(*b*) any benefit under the National Insurance (Industrial Injuries) Measures (Northern Ireland) 1966 to 1974,

unless the claimant has made an application to the contrary effect.

(2) Nothing in this Article shall affect the treatment of any day as being or not being a day of unemployment or incapacity for the purposes of any provisions relating to the exception of any person from liability to pay, or the crediting to him of, any contribution under the National Insurance Measures (Northern Ireland) 1966 to 1974.

Recovery of emergency benefit in cases of misrepresentation or non-disclosure

3. Section 26 (recovery in cases of misrepresentation or non-disclosure) of the Supplementary Benefits &c. Act (Northern Ireland) 1966(b) shall apply in respect of expenditure by way of emergency benefit as it applies in respect of expenditure under that Act but subject to the modification that in that section—

(*a*) every reference to the Appeal Tribunal in subsections (2) and (3) shall have effect as a reference to the Department; and

(*b*) both references to the clerk in subsection (3) shall have effect as references to an officer.

(a) S.I. 1974, No. 1268 (N.I. 3). (b) 1966. c. 28 (N.I.).