



Social Security Administration (Northern Ireland) Act 1992

1992 CHAPTER 8

PART II **U.K.**

ADJUDICATION

Regulations

56 **Regulations as to determination of questions and matters arising out of, or pending, reviews and appeals.** **N.I.**

- (1) Subject to the provisions of this Act, provision may be made by regulations for the determination—
 - (a) by the Department; or
 - (b) by a person or tribunal appointed or constituted in accordance with the regulations,of any question arising under or in connection with the Contributions and Benefits Act [^{F1}, the Jobseekers (Northern Ireland) Order 1995] or the former legislation, including a claim for benefit.
- (2) In this section “the former legislation” means the National Insurance Acts (Northern Ireland) 1965 to 1974 and the National Insurance (Industrial Injuries) Acts (Northern Ireland) 1965 to 1974 and the 1975 Act and Part III of the 1986 Order.
- (3) Regulations under subsection (1) above may modify, add to or exclude any provisions of this Part of this Act, so far as relating to any questions to which the regulations relate.
- (4) It is hereby declared for the avoidance of doubt that the power to make regulations under subsection (1) above includes power to make regulations for the determination of any question arising as to the total or partial recoupment of unemployment benefit [^{F2} or a jobseeker’s allowance] in pursuance of regulations under [^{F3} Article 18 of the

Status: Point in time view as at 31/01/1997. This version of this provision has been superseded.

Changes to legislation: Social Security Administration (Northern Ireland) Act 1992, Section 56 is up to date with all changes known to be in force on or before 15 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Industrial Tribunals (Northern Ireland) Order 1996] (including any decision as to the amount of benefit).

- (5) Regulations under subsection (1) above may provide for the review by the Department of decisions on questions determined by it.
- (6) The Lord Chancellor may by regulations provide—
- (a) for officers authorised by him to determine any question which is determinable by a Commissioner and which does not involve the determination of any appeal, application for leave to appeal or reference;
 - (b) for the procedure to be followed by any such officer in determining any such question;
 - (c) for the manner in which determinations of such questions by such officers may be called in question.
- (7) A determination which would have the effect of preventing an appeal, application for leave to appeal or reference being determined by a Commissioner is not a determination of the appeal, application or reference for the purposes of subsection (6) above.
- (8) Regulations under subsection (1) above may provide—
- (a) for the reference to the Court of Appeal for decision of any question of law arising in connection with the determination of a question by the Department; and
 - (b) for appeals to that court from the decision of the Department on any such question of law;
- and subsections (5) and (6) of section 16 above shall apply to a reference or appeal under this subsection as they apply to a reference or appeal under subsections (1) to (3) of that section.

Textual Amendments

- F1** Words in s. 56(1) inserted (3.5.1996) by S.I. 1995/2705 (N.I. 15), **Sch. 2**, para. 27; S.R. 1996/180, **art. 2**
- F2** Words in s. 56(4) inserted (3.5.1996) by S.I. 1995/2705 (N.I. 15), **Sch. 2 para. 27**; S.R. 1996/180, **art. 2**
- F3** Words in s. 56(4) substituted (24.9.1996) by S.I. 1996/1921 (N.I. 18), **art. 26**, Sch. 1 para. 8

Modifications etc. (not altering text)

- C1** S. 56 extended (7.2.1994) by 1993 c. 49, s. 163(3); S.R. 1994/17, **art. 2**

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