

Status: Point in time view as at 18/04/2005.

Changes to legislation: There are currently no known outstanding effects for the Social Security Contributions (Transfer of Functions, etc.) Act 1999, Cross Heading: Social Security Administration Act 1992 (c. 5). (See end of Document for details)

SCHEDULES

SCHEDULE 3

TRANSFER OF OTHER FUNCTIONS TO TREASURY OR BOARD

Extent Information

E1 Sch. 3 extends to Northern Ireland for certain purposes see s. 28(5)(b)

Social Security Administration Act 1992 (c. 5)

- 42 In section 14(2) of the Social Security Administration Act 1992 (provision of medical information in relation to statutory sick pay), after “regulations” there is inserted “ made with the concurrence of the Inland Revenue ”.
- 43 In section 15 of the Social Security Administration Act 1992 (provision of information in relation to statutory maternity pay), after subsection (1) there is inserted—
- “(1A) Any regulations for the purposes of subsection (1) above must be made with the concurrence of the Inland Revenue.”
- 44 (1) Section 141 of the Social Security Administration Act 1992 (annual review of contributions) is amended as follows.
- (2) In subsection (1), for “Secretary of State” and “his” there are substituted respectively “ Treasury ” and “ their ”.
- (3) In subsection (2)—
- (a) for “Secretary of State” there is substituted “ Treasury ”,
- (b) in paragraph (a), for “he thinks fit” there is substituted “ they think fit ”, and
- (c) in paragraph (b), for “him” and “his” there are substituted respectively “ them ” and “ their ”.
- (4) In subsection (3)—
- (a) for “Secretary of State determines” there is substituted “ Treasury determine ”, and
- (b) for “he” and “his” there are substituted respectively “ they ” and “ their ”.
- (5) In subsection (6)—
- (a) for “Secretary of State determines” there is substituted “ Treasury determine ”,
- (b) for “his”, in both places where it occurs, and “he” there are substituted respectively “ their ” and “ they ”, and
- (c) for “determines”, in the second place where it occurs, there is substituted “ determine ”.

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- 45 (1) Section 142 of the Social Security Administration Act 1992 (annual review: report of Government Actuary, etc.) is amended as follows.
 - (2) In subsection (1)—
 - (a) for “Secretary of State lays” there is substituted “ Treasury lay ”,
 - (b) for “he shall”, in both places where it occurs, there is substituted, “ they shall ”, and
 - (c) for “he determines” there is substituted “ the Treasury determine ”.
 - (3) In subsection (2)—
 - (a) for “Secretary of State”, in both places where it occurs, there is substituted “ Treasury ”, and
 - (b) for “lays” there is substituted “ lay ”.
- 46 (1) Section 143 of the Social Security Administration Act 1992 (alteration of contributions with a view to adjusting level of National Insurance Fund) is amended as follows.
 - (2) In subsection (1)—
 - (a) for “Secretary of State” there is substituted “ Treasury ”, and
 - (b) for “he thinks” there is substituted “ they think ”.
 - (3) In subsection (3), for “Secretary of State thinks” there is substituted “ Treasury think ”.

F147

Textual Amendments
F1 Sch. 3 para. 47 repealed (6.4.2000) by 1999 c. 30, s. 88, Sch. 13 Pt. VI; S.I. 1999/3420, art. 4

- 48 In section 144(1) of the Social Security Administration Act 1992 (alteration of contributions: report of Government Actuary, etc.)—
 - (a) for “Secretary of State lays” there is substituted “ Treasury lay ”, and
 - (b) for “he” there is substituted “ they ”.
- 49 In section 145 of the Social Security Administration Act 1992 (alteration of primary and secondary contributions)—
 - (a) for “Secretary of State”, in each place where it occurs, there is substituted “ Treasury ”, and
 - (b) in subsection (4), for “he thinks” there is substituted “ the Treasury think ”.
- 50 In section 147 of the Social Security Administration Act 1992 (alteration of primary and secondary contributions: supplementary)—
 - (a) for “Secretary of State”, in both places where it occurs, there is substituted “ Treasury ”, and
 - (b) in subsection (2), for “lays” and “he” there are substituted respectively “ lay ” and “ they ”.
- 51 (1) Section 161 of the Social Security Administration Act 1992 (conduct of National Insurance Fund) is amended as follows.
 - (2) For subsection (1) there is substituted—

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“(1) The National Insurance Fund shall be maintained under the control and management of the Inland Revenue.”

(3) In subsection (2), after “prepared” there is inserted “ by the Inland Revenue ”.

(4) In subsection (3), the words from “, in accordance” to “by the Treasury,” are omitted.

Commencement Information

II Sch. 3 para. 51 wholly in force at 1.4.1999 but subject to art. 4(1)(b) of the commencing S.I.); Sch. 3 para. 51 not in force at Royal Assent see s. 28(3); Sch. 3 para. 51 in force at 1.4.1999 by S.I. 1999/527, arts. 2(b), 4(1)(b)

52 (1) Section 162 of the Social Security Administration Act 1992 (payment of contributions into National Insurance Fund, etc.) is amended as follows.

(2) In subsection (1), for “Secretary of State” and “him” there are substituted respectively “ Inland Revenue ” and “ them ”.

(3) ^{F2}

(4) In subsection (4), as substituted by paragraph 28(2) of Schedule 1 to this Act, in paragraph (b), for “the Secretary of State” there is substituted “ contributions ”.

(5) ^{F3}

(6) In subsection (6)—

- (a) for “Secretary of State” there is substituted “ Inland Revenue ”, and
- (b) for “he considers” there is substituted “ the Inland Revenue consider ”.

(7) In subsection (7), for “The Secretary of State may, with the consent of the Treasury,” there is substituted “ The Treasury may ”.

(8) In subsection (9)—

- (a) for “Secretary of State”, in the first place where it occurs, there is substituted “ Inland Revenue ”,
- (b) for “him” there is substituted “ them ”, and
- (c) for the words from “the remainder shall” to “towards” there is substituted “ the remainder shall be paid by the Inland Revenue to the Secretary of State towards ”.

(9) In subsection (10), for “Secretary of State” there is substituted “ Inland Revenue ”.

(10) Subsection (11) shall cease to have effect.

(11) In subsection (12)—

- (a) for “Secretary of State” there is substituted “ Inland Revenue ”, and
- (b) for “he thinks” there is substituted “ they think ”.

Textual Amendments

F2 Sch. 3 para. 52(3) repealed (8.7.2002) by National Insurance Contributions Act 2002 (c. 19), s. 7, Sch. 2

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F3 Sch. 3 para. 52(5) repealed (1.9.2004) by [National Insurance Contributions and Statutory Payments Act 2004 \(c. 3\)](#), ss. 12, 13, [Sch. 2](#); S.I. 2004/1943, [art. 6\(a\)\(iii\)](#)

- 53 In section 163(3) of the Social Security Administration Act 1992 (administrative expenses to include statistical inquiries), for the words from “undertaken” to the end there is substituted “undertaken—
- (a) on behalf of the Inland Revenue with a view to obtaining statistics relating to the operation of Part I of the Contributions and Benefits Act, and
 - (b) on behalf of the Secretary of State with a view to obtaining statistics relating to the operation of Parts II to VI and XI of that Act.”
- 54 (1) Section 165 of the Social Security Administration Act 1992 (adjustments between National Insurance Fund and Consolidated Fund) is amended as follows.
- (2) In subsection (1), as substituted by paragraph 30(2) of Schedule 1 to this Act, for “out of money provided by Parliament into the National Insurance Fund” there is substituted “by the Secretary of State out of money provided by Parliament to the Inland Revenue for payment into the National Insurance Fund”.
 - (3) In subsection (4), for the words from “specified” to the end there is substituted “specified—
 - (a) in relation to payments falling to be made by the Secretary of State, by the Secretary of State by order made with the concurrence of the Inland Revenue, or
 - (b) in relation to payments falling to be made by the Inland Revenue, by the Inland Revenue by order.”
- 55 (1) Section 166 of the Social Security Administration Act 1992 (five-yearly financial review and report) is amended as follows.
- (2) In subsection (3)(b), for “Secretary of State” there is substituted “ Treasury ”.
 - (3) In subsection (5)—
 - (a) after “Secretary of State”, in the first place where it occurs, there is inserted “ and the Treasury ”, and
 - (b) for “Secretary of State”, in the second place where it occurs, there is substituted “ Treasury ”.
- 56 (1) In section 177 of the Social Security Administration Act 1992 (co-ordination with Northern Ireland), in subsection (3)(a), for “to make” there is substituted “ to require the making by the Inland Revenue of ”.
- (2) This paragraph shall cease to have effect on the commencement of the repeal by the Northern Ireland Act 1998 of section 177 of the Social Security Administration Act 1992.
- 57 (1) Section 189 of the Social Security Administration Act 1992 (general provision on regulations and orders) is amended as follows.
- (2) In subsection (1), after “and to” there is inserted “ any provision providing for an order or regulations to be made by the Treasury or the Inland Revenue and to ”.
 - (3) In subsection (8), for “165(4)” there is substituted “ 165(4)(a) ”.

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- 58 In section 190(3)(a) of the Social Security Administration Act 1992 (statutory instruments subject to negative procedure), after “State” there is inserted “, the Treasury or the Inland Revenue”.
- 59 (1) Schedule 7 to the Social Security Administration Act 1992 (regulations not requiring prior submission to Social Security Advisory Committee) is amended as follows.
- (2) For paragraph 4 there is substituted—
- “4 Regulations contained in a statutory instrument which states that it contains only regulations to make provision consequential on regulations under section 5 of the Contributions and Benefits Act.”
- (3) Paragraph 5 is omitted.

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