
STATUTORY INSTRUMENTS

1998 No. 1506

The Social Security (Northern Ireland) Order 1998

PART II

DECISIONS AND APPEALS

CHAPTER II

SOCIAL SECURITY DECISIONS AND APPEALS

Medical examinations

Medical examination required by appeal tribunal

20^{F1}.—^{F2}(1) This Article applies where an appeal has been brought under Article 13 against a decision on a claim for a relevant benefit, or as to a person's entitlement to such a benefit^{F3}

(2) An eligible person may, if prescribed conditions are satisfied, refer the person—

- (a) in respect of whom the claim is made; or
- (b) whose entitlement is at issue,

to a [^{F4}health care professional approved by the Department] for such examination and report as appears to the eligible person to be necessary for the purpose of providing an appeal tribunal with information for use in determining the appeal.

In this paragraph “eligible person” means a person who is eligible to be appointed as the sole member of an appeal tribunal, or to be nominated as the chairman of such a tribunal.

[^{F5}(2A) The power under paragraph (2) to refer a person to a health care professional approved by the Department includes power to specify the description of health care professional to whom the person is to be referred.]

(3) At a hearing before an appeal tribunal, except in prescribed cases or circumstances, the tribunal—

- (a) may not carry out a physical examination of the person mentioned in paragraph (2); and
- (b) may not require that person to undergo any physical test for the purpose of determining whether he satisfies the condition mentioned in section 73(1)(a) of the Contributions and Benefits Act.

F1 mod. by SR 1999/349, 350

F2 prosp. in pt. certain functions transf. by 2002 c. 21

F3 SI 1999/671

F4 Words in art. 20(2) substituted (29.6.2007) by [Welfare Reform Act \(Northern Ireland\) 2007 \(c. 2\), ss. 55\(4\), 60\(2\)\(a\)](#)

F5 [Art. 20\(2A\)](#) inserted (29.6.2007) by [Welfare Reform Act \(Northern Ireland\) 2007 \(c. 2\), ss. 55\(5\), 60\(2\)\(a\)](#)

Status:

Point in time view as at 29/06/2007.

Changes to legislation:

The Social Security (Northern Ireland) Order 1998, Section 20 is up to date with all changes known to be in force on or before 01 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.