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## STATUTORY INSTRUMENTS

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# 1998 No. 1506

## The Social Security (Northern Ireland) Order 1998

### PART V

#### MISCELLANEOUS AND SUPPLEMENTAL

##### Assembly, etc. control of regulations

75.—<sup>F1</sup>(1) [<sup>F2</sup>The regulations to which this paragraph applies] [<sup>F3</sup>Where regulations specified in paragraph (2) are made by the Department, they] shall be laid before the Assembly after being made and shall take effect on such date as may be specified in the regulations, but shall (without prejudice to the validity of anything done thereunder or to the making of new regulations) cease to have effect upon the expiration of a period of six months from that date unless at some time before the expiration of that period the regulations have been approved by a resolution of the Assembly.

[<sup>F4</sup>(1A) Where regulations specified in paragraph (2) fall to be made by the Treasury or the Commissioners of Inland Revenue they shall not be made unless a draft of the instrument containing them has been laid before Parliament and approved by a resolution of each House of Parliament.]

(2) [<sup>F5</sup>Paragraph (1) applies to] [<sup>F6</sup>The regulations specified in this paragraph are] regulations (whether made alone or with other regulations) under—

- (a) Article 8, 13(2) [<sup>F7</sup>or (3A)] , 68 or 73; or
- (b) paragraph 12 of Schedule 1, paragraph 9 of Schedule 2 or paragraph 2 of Schedule 4.

<sup>F1</sup>(3) Regulations made under this Order by the Department, other than regulations [<sup>F8</sup>to which paragraph (1) applies] [<sup>F9</sup>specified in paragraph (2)], shall be subject to negative resolution.

[<sup>F10</sup>(3A) Regulations made under this Order by the Treasury or the Commissioners of Inland Revenue, other than regulations specified in paragraph (2), shall be subject to annulment in pursuance of a resolution of either House of Parliament.]

(4) Regulations made under this Order by the [<sup>F11</sup>Department of Justice shall be subject to negative resolution].

**F1** mod. by SI 2005/191

**F2** Words in art. 75(1) substituted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(2\)](#); S.I. 2003/392, [art. 2](#) (with [art. 3](#))

**F3** Words in art. 75(1) substituted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(2\)](#); S.I. 2003/392, [art. 2](#) (with [art. 3](#))

**F4** Art. 75(1A) inserted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(3\)](#); S.I. 2003/392, [art. 2](#) (with [art. 3](#))

**F5** Words in art. 75(2) substituted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(4\)](#); S.I. 2003/392, [art. 2](#) (with [art. 3](#))

**Changes to legislation:** *The Social Security (Northern Ireland) Order 1998, Section 75 is up to date with all changes known to be in force on or before 13 June 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) View outstanding changes*

- F6** Words in art. 75(2) substituted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(4\)](#); S.I. 2003/392, [art. 2](#) (with art. 3)
- F7** Words in art. 75(2)(a) inserted (17.3.2016) by [The Welfare Reform \(Northern Ireland\) Order 2015 \(S.I. 2015/2006\)](#), arts. 2(2), [107\(5\)](#); S.R. 2016/166, art. 2(a)
- F8** Words in art. 75(3) substituted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(5\)](#); S.I. 2003/392, [art. 2](#) (with art. 3)
- F9** Words in art. 75(3) substituted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(5\)](#); S.I. 2003/392, [art. 2](#) (with art. 3)
- F10** Art. 75(3A) inserted (26.2.2003, 1.4.2003, 7.4.2003 for certain purposes and otherwise prosp.) by [Tax Credits Act 2002 \(c. 21\)](#), ss. 51, 61, [Sch. 4 para. 18\(1\)\(6\)](#); S.I. 2003/392, [art. 2](#) (with art. 3)
- F11** Words in art. 75(4) substituted (12.4.2010) by [Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), arts. 1(2), 15(5), [Sch. 18 para. 155\(2\)](#) (with arts. 28-31); S.I. 2010/977, [art. 1\(2\)](#)

**Changes to legislation:**

The Social Security (Northern Ireland) Order 1998, Section 75 is up to date with all changes known to be in force on or before 13 June 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- power to am. (prosp.) by [1998 c. 47 s.87](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

- Act amended by [1999 c. 10 s.1\(2\)Sch.1 paras.16\(r\)](#)

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch. 2 para. 7A and cross-heading inserted by [S.I. 2015/2006 \(N.I.\) Sch. 2 para. 41\(3\)](#)
- Sch. 3 para. 3A inserted by [S.I. 2015/2006 \(N.I.\) Sch. 2 para. 42](#)
- art. 38(1A) inserted by [2010 c. 13 \(N.I.\) s. 16\(2\)](#)