

1980 No. 426

SOCIAL SECURITY

The Industrial Relations (Recoupment of Unemployment Benefit and Supplementary Benefit) (Amendment) Regulations (Northern Ireland) 1980

Made 19th November 1980

Coming into operation 24th November 1980

The Department of Health and Social Services for Northern Ireland and the Department of Manpower Services for Northern Ireland, acting jointly in exercise of the powers conferred on them by Article 72(1) and (2) of the Industrial Relations (Northern Ireland) Order 1976(a), and the Department of Health and Social Services for Northern Ireland in exercise of the powers conferred on it by section 114(1) of the Social Security (Northern Ireland) Act 1975(b) and of all other powers enabling them in that behalf, hereby make the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Industrial Relations (Recoupment of Unemployment Benefit and Supplementary Benefit) (Amendment) Regulations (Northern Ireland) 1980, and shall come into operation on 24th November 1980.

(2) In these regulations “the principal regulations” means the Industrial Relations (Recoupment of Unemployment Benefit and Supplementary Benefit) Regulations (Northern Ireland) 1977(c).

(3) The Interpretation Act (Northern Ireland) 1954(d) shall apply to the interpretation of these regulations.

Amendment of regulation 2 of the principal regulations

2. In regulation 2(2) of the principal regulations (interpretation), for “Supplementary Benefits &c. Act (Northern Ireland) 1966”, wherever it occurs, there shall be substituted “Supplementary Benefits (Northern Ireland) Order 1977”(e).

Amendment of regulation 11 of the principal regulations

3. In regulation 11 of the principal regulations—

(a) in paragraph (2)(b) (determination relating to the amount of supplementary benefit), for “the Commission”, wherever it occurs, there shall be substituted “a benefit officer”;

(b) after paragraph (2), there shall be inserted the following paragraph—

“(2A) Notice of a determination under paragraph (2)(b) shall be in writing and shall be served, by post or otherwise, on the employee and on the Department.”;

(a) S.I. 1976/1043 (N.I. 16), as amended by Article 12 of the Social Security (Miscellaneous Provisions) (Northern Ireland) Order 1977 (S.I. 1977/610 (N.I. 11)) and Article 15 of, and para. 8 of Sch. 3 to, the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8))

(b) 1975 c. 15

(c) S.R. 1977 No. 123 (I, p. 405)

(d) 1954 c. 33 (N.I.)

(e) S.I. 1977/2156 (N.I. 27); provisions of the Supplementary Benefits (Northern Ireland) Order 1977, as amended by Article 7 of, and Part I of Sch. 2 to, the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8)), are set out in Part II of that Schedule

- (c) in paragraph (4)(a) (payment of excess amount to the employee), for "the Commission" there shall be substituted "a benefit officer".

Amendment of regulation 12 of the principal regulations

4. In regulation 12 of the principal regulations—

- (a) in paragraph (1) (review of determination relating to supplementary benefit), for "the Commission" there shall be substituted "a benefit officer";
- (b) in paragraph (2) (rights of appeal), for "section 19(1) of the Supplementary Benefits &c. Act (Northern Ireland) 1966" there shall be substituted "Article 20(1) of the Supplementary Benefits (Northern Ireland) Order 1977", and for "that subsection" there shall be substituted "the said Article 20(1)".

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 19th November 1980.

(L.S.)

T. S. Martin

Assistant Secretary

Sealed with the Official Seal of the Department of Manpower Services for Northern Ireland on 19th November 1980.

(L.S.)

T. Pearson

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These regulations, which come into operation on 24th November 1980, amend the Industrial Relations (Recoupment of Unemployment Benefit and Supplementary Benefit) Regulations (Northern Ireland) 1977. The changes are minor or consequential on the amendments made to the Supplementary Benefits (Northern Ireland) Order 1977 by the Social Security (Northern Ireland) Order 1980.