

1988 No. 126 (C. 6)**WELFARE FOODS****HEALTH AND PERSONAL SOCIAL SERVICES****SOCIAL SECURITY****The Social Security (1988 Order) (Commencement No. 1)
Order (Northern Ireland) 1988***Made**1st April 1988*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 1(3) of the Social Security (Northern Ireland) Order 1988(a), paragraph 2(1) of Schedule 1 to the Northern Ireland Act 1974(b) and of all other powers enabling it in that behalf, hereby makes the following order:

Citation and interpretation

1.—(1) This order may be cited as the Social Security (1988 Order) (Commencement No. 1) Order (Northern Ireland) 1988.

(2) In this order “the Order” means the Social Security (Northern Ireland) Order 1988.

Appointed days

2. The day appointed for the coming into operation of—

- (a) the provisions of the Order specified in Part I of the Schedule is 6th April 1988;
- (b) the provisions of the Order specified in Part II of the Schedule is 11th April 1988;
- (c) Article 7 of the Order (contribution conditions for short-term benefits) and Article 16(2) of the Order so far as it relates to the repeals in Schedule 5 to the Order of provisions in Schedule 3 to the Social Security (Northern Ireland) Act 1975(c) is 2nd October 1988; and
- (d) Article 8 of the Order (unemployment benefit and occupational pension) is 1st January 1989.

Sealed with the Official Seal of the Department of Health and Social Services
on 1st April 1988.

(L.S.)

A. N. Burns

Assistant Secretary

(a) S.I. 1988/594 (N.I. 2)

(b) 1974 c. 28

(c) 1975 c. 15

PART I

**Provisions of the Order for which 6th April 1988 is appointed as the day
of coming into operation**

<i>Provision of the Order</i>	<i>Subject Matter</i>
Article 10 and Schedule 2 Article 13(1) to (7)	Earnings factors and transfer values Schemes for distribution, etc., of welfare foods
Schedule 4 in the respects specified below and Article 16(1) so far as it relates to them— paragraphs 12 to 15 paragraph 22, to the extent that it is not already in operation	Minor and consequential amendments (statutory maternity pay) (recoverable amounts)
The following repeals in Schedule 5 and Article 16(2) so far as it relates to them— The Social Security (Northern Ireland) Order 1986(a), in Article 51(1), in the definition of “employer”, the words “and a contract of service of hers” and the words “under the contract”	Repeals (statutory maternity pay)

PART II

**Provisions of the Order for which 11th April 1988 is appointed as the day
of coming into operation**

<i>Provision of the Order</i>	<i>Subject Matter</i>
Article 4(3) to (9) and Schedule 1 Article 5 Article 12 and Schedule 3 Article 13(8)	Industrial injuries benefit Family credit Social fund Schemes for distribution, etc., of welfare foods
Article 14	Health Service — payment of travelling expenses, etc., and remission of charges
Schedule 4 in the respects specified below and Article 16(1) so far as it relates to them— paragraph 2 paragraph 8 (except for the entry at section 50(1A)(c) relating to retirement allowance)	Minor and consequential amendments (maternity allowance) (industrial injuries benefit)

(a) S.I. 1986/1888 (N.I. 18)

<i>Provision of the Order</i>	<i>Subject Matter</i>
paragraph 11	(review of decisions)
paragraphs 16 to 18	(income support)
The following repeals in Schedule 5 and Article 16(2) so far as it relates to them—	Repeals
The Welfare Foods Act (Northern Ireland) 1968(a), the whole Act	(welfare foods)
The Social Security (Northern Ireland) Act 1975(b), sections 59A(11) and 69	(industrial injuries benefit)
The Magistrates' Courts (Northern Ireland) Order 1981(c), in Schedule 6, paragraph 83	(welfare foods)
The provisions of the Social Security (Northern Ireland) Order 1986 specified below—	
(i) in Article 2(2), the definition of "social fund payment"	(social fund)
(ii) in Article 21(6), the words "beginning with the week in which a claim for it is made or is treated as made"	(family credit)
(iii) Article 24(8)	(income support)
(iv) in Article 33, paragraph (3), in paragraph (4), the words "Social fund" and in paragraph (8), the words "social fund", in the second place where they occur, and the words from "and" to the end	(social fund)
(v) in Article 34(1), the words "social fund"	
(vi) in Article 35(1)(a), the words "to him" and the words "social fund", in the second place where they occur	
(vii) in Article 52(2), the words "social fund"	
(viii) in Article 53(6), the words "social fund"	
(ix) in Article 54(10), the words "social fund"	
(x) in Schedule 3, paragraph 5(3) to (8) and paragraphs 9 and 11	(industrial injuries benefit)
The Adoption (Northern Ireland) Order 1987(d), Article 47(3)	(industrial injuries benefit)

(a) 1968 c. 26 (N.I.)

(b) 1975 c. 15; section 59A was inserted by paragraph 5(1) of Schedule 3 to the Social Security (Northern Ireland) Order 1986

(c) S.I. 1981/1675 (N.I. 26)

(d) S.I. 1987/2203 (N.I. 22)

EXPLANATORY NOTE

(This note is not part of the Order.)

This order provides for the coming into operation of provisions of the Social Security (Northern Ireland) Order 1988 on the following dates:

- 6th April 1988 for the provisions in:—
 - Article 10 and Schedule 2 relating to earnings factors and transfer values,
 - Article 13 (1) to (7) relating to welfare foods,
 - Schedules 4 and 5 relating to statutory maternity pay;
- 11th April 1988 for the provisions in:—
 - Article 4(3) to (9) and Schedule 1 relating to industrial injuries benefit,
 - Article 5 relating to family credit,
 - Article 12 and Schedule 3 relating to the social fund,
 - Article 13(8) relating to welfare foods,
 - Article 14 relating to the Health Service payment of travelling expenses, etc., and remission of charges,
 - Schedules 4 and 5 relating to welfare foods, maternity allowance, industrial injuries benefit, income support, family credit and the social fund;
- 2nd October 1988 for the provisions in Article 7 and Schedule 5 relating to contribution conditions for short-term benefits;
- 1st January 1989 for the provision in Article 8 which relates to unemployment benefit and occupational pension.