

## 1988 No. 276

## SOCIAL SECURITY

**The Social Security (Credits) (Amendment No. 2)  
Regulations (Northern Ireland) 1988**

*Made* . . . . . 29th July 1988

*Coming into operation* . . . . . 2nd October 1988

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 13(4) of the Social Security (Northern Ireland) Act 1975(a) and of all other powers enabling it in that behalf, hereby makes the following regulations:

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the Social Security (Credits) (Amendment No. 2) Regulations (Northern Ireland) 1988 and shall come into operation on 2nd October 1988.

(2) In these regulations “the principal regulations” means the Social Security (Credits) Regulations (Northern Ireland) 1975(b).

*Amendment of the principal regulations*

2.—(1) The principal regulations shall be amended in accordance with paragraphs (2) and (3) of this regulation.

(2) In regulation 2(1) (interpretation) in the appropriate places in alphabetical order there shall be inserted the following definitions—

“ “relevant benefit year” has the meaning assigned to it in paragraph 1(4)(c) of Schedule 3 to the Act in relation to the benefit in question; “year” means tax year,”.

(3) In regulation 8 (credits on termination of full-time education, training or apprenticeship)—

(a) in paragraph (1)—

(i) for “, sickness benefit or maternity allowance” there shall be substituted “or sickness benefit”,

(ii) for the words from “during any part of the relevant past year” to the end there shall be substituted “during any part of the last 2 complete years before the beginning of the relevant benefit year, shall, subject to paragraph (2), be entitled to be credited with earnings equal to the lower earnings limit then in force, for either of those years, provided that the other year is, in his case, a

(a) 1975 c. 15; section 13(4) was amended by the Schedule to the Social Security (No. 2) (Northern Ireland) Order 1980 (S.I. 1980/1087 (N.I. 13)) and paragraph 1(3) of Schedule 8 to the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))

(b) S.R. 1975 No. 113; relevant amending regulations are S.R. 1978 No. 77 and S.R. 1987 No. 153

reckonable year and if that course or, as the case may be, his apprenticeship has terminated.”;

(b) after paragraph (2)(b) there shall be added the following sub-paragraph—

“(c) to a person in respect of any year before that in which he attains the age of 18.”.

*Revocations and savings*

3.—(1) Regulation 5 of the principal regulations (starting credits for the purposes of unemployment benefit, sickness benefit and maternity allowance) and regulations 4 and 7 of the Social Security (Credits) (Amendment) Regulations (Northern Ireland) 1987(a) are hereby revoked.

(2) The principal regulations shall have effect in respect of any period before 2nd October 1988 as if these regulations had not been made notwithstanding that entitlement to be credited with earnings or contributions for that period falls to be determined after 1st October 1988.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 29th July 1988.

(L.S.)

*C. Davie*

Assistant Secretary

## EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These regulations further amend the Social Security (Credits) Regulations (Northern Ireland) 1975 ("the principal regulations"). They correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980 (c. 30), are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee.

Regulation 2 inserts into regulation 2(1) of the principal regulations (interpretation) definitions of "relevant benefit year" and "year". It also amends regulation 8 of the principal regulations (credits on termination of full-time education, training or apprenticeship). The amendments remove the reference to maternity allowance, add a new paragraph (2)(c) and make amendments consequent on Article 7 of the Social Security (Northern Ireland) Order 1988 (S.I. 1988/594 (N.I. 2)), which is brought into operation on 2nd October 1988 by Article 2(c) of the Social Security (1988 Order) (Commencement No. 1) Order (Northern Ireland) 1988 (S.R. 1988 No. 126 (C. 6)).

Regulation 3 contains revocations and savings.