

1990 No. 35 (C. 1)**SOCIAL SECURITY****The Social Security (1989 Order) (Commencement No. 2)
Order (Northern Ireland) 1990**

Made *31st January 1990*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 1(2) of the Social Security (Northern Ireland) Order 1989(a) and 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 (1989 Order) (Commencement No. 2) Order (Northern Ireland) 1990.

(2) In this order “the Order” means the Social Security (Northern Ireland) Order 1989, and any reference to a numbered Article or Schedule is to the Article of or, as the case may be, the Schedule to, the Order bearing that number.

Appointed days

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

- (a) Article 24(3) (definitions) and paragraph 1 of Schedule 4 together with Article 24(7) so far as it relates to it, is 1st February 1990;
- (b) the provisions of the Order specified in Schedule 1 to this order, for the purpose only of authorising the making of regulations which are expressed to come into operation on or after 2nd April 1990, is 1st February 1990;
- (c) paragraphs 3(1), 8, 10 and 11(2) of Schedule 3 (adjudication), for the purpose only of authorising the making of regulations which are expressed to come into operation on 6th April 1990, is 1st February 1990;
- (d) the provisions of—
 - (i) Article 24(4) (definitions) in so far as not already in operation, and
 - (ii) paragraph 16 of Schedule 3 (control of regulations and orders), is 1st March 1990;
- (e) paragraph 13 of Schedule 4 (information) in so far as not already in operation and Article 24(7) (recovery of sums equivalent to benefit

(a) S.I. 1989/1342 (N.I. 13)

(b) 1974 c. 28

- from compensation payments in respect of accident, injuries or diseases) in so far as it relates to it, is 2nd April 1990;
- (f) the provisions of the Order specified in Schedule 2 to this order in so far as they are not already in operation is 6th April 1990;
 - (g) paragraphs 3, 14, 15(1)(a) and (b), 16 and 17(4)(b) of Schedule 4 (certificates of total benefit) in so far as they are not already in operation and Article 24(7) in so far as it relates to them, is 9th July 1990;
 - (h) paragraph 21 of Schedule 4 in so far as not already in operation and Article 24(7) in so far as it relates to it is 9th July 1990;
 - (i) Article 24 (recoupment) and Schedule 4, in so far as they are not already in operation, is 3rd September 1990.

Sealed with the Official Seal of the Department of Health and Social Services on 31st January 1990.

(L.S.)

A. N. Burns

Assistant Secretary

PROVISIONS COMING INTO OPERATION ON 1ST FEBRUARY 1990

<i>Provisions of the Order</i>	<i>Subject Matter</i>
Article 24(4) and (5)	Exempt payment for the purposes of Article 24
Paragraphs 4, 11, 13, 15(1)(a) (i) and (b), 17(4) and (10) and 21(2) of Schedule 4 and Article 24 so far as it relates to them	Recovery from damages etc. of sums equivalent to benefit

SCHEDULE 2

PROVISIONS COMING INTO OPERATION ON 6TH APRIL 1990

<i>Provisions of the Order</i>	<i>Subject Matter</i>
Paragraphs 2 to 10, 11(1), (2) and (3) and 16 to 18 of Schedule 3 and Article 23 so far as it relates to them	Matters relating to adjudication
Paragraph 17 of Schedule 7, and Article 27(1) so far as it relates to it	Pre-consolidation amendment relating to the constitution of medical appeal tribunals
The following repeals in Schedule 9 and Article 31(2) so far as it relates to them— the provisions of the Social Security (Northern Ireland) Act 1975(a) specified below— (i) in section 100(3), the words from “without leave” onwards (ii) section 101(6) and (7) (iii) in section 112A, subsection (4), and, in subsection (5), the words “or reference” and the words from “and the medical” onwards (iv) in Schedule 10, paragraphs 1(7) and 2(2) (v) in Schedule 11, paragraph 4 (vi) in Schedule 13, paragraphs 8 and 9.	Adjudication

EXPLANATORY NOTE

(This note is not part of the Order.)

This order provides for the coming into operation of—

provisions in Article 24 of and Schedule 4 to the Social Security (Northern Ireland) Order 1989 (“the Order”) (recovery of sums equivalent to benefit from compensation payments in respect of accidents, injuries and diseases) in so far as relevant for the purpose of authorising the making of regulations, on 1st February 1990 and for other purposes on 2nd April, 9th July and 3rd September 1990;

provisions in Article 24(4) on 1st March 1990;

provisions in Schedule 3 and associated repeals in Schedule 9 which relate to adjudication, and paragraph 17 of Schedule 7, which is a pre-consolidation amendment relating to the constitution of medical appeal tribunals, in so far as relevant for the purpose of authorising the making of regulations, on 1st February 1990, and for other purposes on 6th April 1990.

NOTE AS TO EARLIER COMMENCEMENT ORDER

(This note is not part of the Order.)

The following provisions have been brought into operation by the Social Security (1989 Order) (Commencement No. 1) Order (Northern Ireland) 1989 (S.R. 1989 No. 353 (C. 14)) as from the dates shown.

<i>Provision</i>	<i>Date of Commencement</i>
Art. 3	5.10.89
Art. 7	9.10.89
Art. 9, Sch. 1 (partially)	1.10.89
Art. 10	9.10.89
Arts. 11 to 15 for limited purposes	28. 8.89
— for further purposes	9.10.89
Art. 23, Sch. 3 (partially)	1.10.89
Art. 26, Sch. 6 (partially)	1.10.89
Art. 27, Sch. 7 (partially)	1.10.89
Art. 31(1), Sch. 8 (partially)	28. 8.89
Art. 31(1), Sch. 8 (partially)	1.10.89
Art. 31(1), Sch. 8 (partially)	9.10.89
Art. 31(2), Sch. 9 (partially)	1.10.89
Art. 31(2), Sch. 9 (partially)	9.10.89