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STATUTORY RULES OF NORTHERN IRELAND

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**1995 No. 35**

The Social Security (Incapacity Benefit)  
(Transitional) Regulations (Northern Ireland) 1995

PART IV

PROVISIONS FOR THE TRANSITION TO  
INCAPACITY BENEFIT FROM INVALIDITY BENEFIT

**Increase of Category A retirement pension for incapacity**

**23.** Where a person had been entitled to invalidity allowance or transitional invalidity allowance at any time during a period of 57 days before attaining pensionable age, sections 47(1) (increase of Category A retirement pension for invalidity) and 61(2) (exclusion of increase of benefit for failure to satisfy contribution condition) shall continue to have effect as though Article 13 of, and paragraph 13 of Schedule 1 to, the Order had not come into operation and as though any reference to invalidity allowance in section 47 were a reference to transitional invalidity allowance or invalidity allowance.

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(1) Section 47 is amended by paragraph 33 of Schedule 7 to the Pension Schemes (Northern Ireland) Act 1993 and paragraph 13 of Schedule 1 to the Social Security (Incapacity for Work) (Northern Ireland) Order 1994

(2) Section 61 is amended by paragraph 17 of Schedule 1 to, and Schedule 2 to, the Social Security (incapacity for Work) (Northern Ireland) Order 1994