

---

STATUTORY RULES OF NORTHERN IRELAND

---

**1999 No. 310**

**The Social Security (1998 Order) (Commencement No. 7 and Savings, Consequential and Transitional Provisions) Order (Northern Ireland) 1999**

Modifications

**Modification of the Social Security (Payments on account, Overpayments and Recovery) Regulations**

13. The Social Security (Payments on account, Overpayments and Recovery) Regulations (Northern Ireland) 1988(1) shall have effect in relation to any benefit mentioned in Article 2(1)(b) (i) to (iii) as if—

- (a) in regulation 1(2) (interpretation)—
  - (i) after the definition of “the Order” there were inserted the following definition—

““the 1998 Order” means the Social Security (Northern Ireland) Order 1998;”,  
and
  - (ii) for the definition of “adjudicating authority”(2) there were substituted the following definition—

““adjudicating authority” means, as the case may require, the Department, an appeal tribunal to which there is a right of appeal pursuant to Article 13 of the 1998 Order or a Commissioner to whom an appeal lies under Article 15 of that Order;”;
- (b) in regulation 2(1)(b) (making of interim payments) for “review” there were substituted “revision, supersession”;
- (c) in regulation 5(2) (offsetting prior payment against subsequent award) in Case 1—
  - (i) in the heading after “revised,” there were inserted “superseded”, and
  - (ii) for “varied on appeal or revised on a review” there were substituted “revised under Article 10 of the 1998 Order or superseded under Article 11 of that Order or is varied on appeal”;
- (d) in regulation 8(2) (duplication and prescribed payments) for “review” there were substituted “revision under Article 10 of the 1998 Order or supersession under Article 11 of that Order”; and
- (e) in regulation 12 (circumstances in which determination need not be revised)—
  - (i) for “variation or revision” there were substituted “variation, revision or supersession”, and
  - (ii) for “reviewing and revising” there were substituted “revising under Article 10 of the 1998 Order or superseding under Article 11 of that Order”.

---

(1) S.R. 1988 No. 142; relevant amending regulations are S.R. 1992 No. 6

(2) The definition of “adjudicating authority” was amended by regulation 14(2)(a) of S.R. 1992 No. 6

---

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

---