
STATUTORY RULES OF NORTHERN IRELAND

2021 No. 269

SOCIAL SECURITY

**The Social Security (Habitual Residence and Past Presence)
(Amendment) Regulations (Northern Ireland) 2021**

Made - - - - 24th September 2021

Coming into operation 25th September 2021

The Department for Communities⁽¹⁾ makes the following Regulations in exercise of the powers conferred by sections 64(1), 70(4), 71(6), 122(1)(a) and (d), 133(2)(a) and 171(3) and (4) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992⁽²⁾, Article 36(2)(a) of, and paragraph 11(2) of Schedule 1 to, the Jobseekers (Northern Ireland) Order 1995⁽³⁾, and now vested in it⁽⁴⁾, sections 1(5)(a) and 19(1), (2)(a) and (3) of the State Pension Credit Act (Northern Ireland) 2002⁽⁵⁾, section 25(2) of, and paragraph 5 of Schedule 2 to, the Welfare Reform Act (Northern Ireland) 2007⁽⁶⁾ and Articles 9(5), 48(1) and (2)(a), 82(3), 97(1) and 99(1)(a) of the Welfare Reform (Northern Ireland) Order 2015⁽⁷⁾.

Regulation 2 is made with the consent of the Department of Finance⁽⁸⁾, in so far as it relates to the provisions referred to in paragraph (5)(d) and (e) of that regulation.

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- (1) See section 1(7) of the Departments Act (Northern Ireland) 2016 (c. 5 (N.I.))
- (2) 1992 c. 7; section 64(1) was amended by paragraph 38 of Schedule 1 to the Pensions Act (Northern Ireland) 2008 (c. 1) and paragraph 4(2) of Schedule 9 to the Welfare Reform (Northern Ireland) Order 2015 (S.I. 2015/2006 (N.I. 1)); section 122(1) was amended by Schedule 6 to the Tax Credits Act 2002 (c. 21)
- (3) S.I. 1995/2705 (N.I. 15); Article 36(2)(a) was amended by paragraph 55 of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) (Northern Ireland) Order 1999 (S.I. 1999/671)
- (4) See Article 8(b) of S.R. 1999 No. 481
- (5) 2002 c. 14 (N.I.)
- (6) 2007 c. 2 (N.I.); section 25(2) was amended by Article 57(2)(b) of the Welfare Reform (Northern Ireland) Order 2015 (S.I. 2015/2006 (N.I. 1))
- (7) S.I. 2015/2006 (N.I. 1)
- (8) See section 171(6A) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 as inserted by Article 3(3) of the Social Security (Amendment) (Northern Ireland) Order 1993 (S.I. 1993/1579 (N.I. 8)); see also Article 6(b) of S.R. 1999 No. 481 and section 1(4) of the Departments Act (Northern Ireland) 2016 (c. 5 (N.I.))