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STATUTORY RULES OF NORTHERN IRELAND

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**2023 No. 80**

**SOCIAL SECURITY**

**The Social Security (Habitual Residence and Past Presence)  
(Amendment) Regulations (Northern Ireland) 2023**

*Made* - - - - *17th May 2023*

*Coming into operation* *18th May 2023*

The Department for Communities<sup>(1)</sup> 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<sup>(2)</sup>, paragraph 11(2) of Schedule 1 to the Jobseekers (Northern Ireland) Order 1995<sup>(3)</sup>, and now vested in it<sup>(4)</sup>, sections 1(5) (a) and 19(1), (2)(a) and (3) of the State Pension Credit Act (Northern Ireland) 2002<sup>(5)</sup>, paragraph 5 of Schedule 2 to the Welfare Reform Act (Northern Ireland) 2007<sup>(6)</sup> and Articles 9(5)(a), 48(1), 82(3), 97(1) and 99(1)(a) of the Welfare Reform (Northern Ireland) Order 2015<sup>(7)</sup>.

Regulation 2 is made with the consent of the Department of Finance<sup>(8)</sup>, in so far as it relates to the provisions referred to in paragraph (2)(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)  
(4) See Article 8(b) of S.R. 1999 No. 481  
(5) 2002 c. 14 (N.I.)  
(6) 2007 c. 2 (N.I.)  
(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.))

**Status:**

Point in time view as at 18/05/2023.

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Habitual Residence and Past Presence) (Amendment) Regulations (Northern Ireland) 2023, Introductory Text.