



# Social Security Contributions and Benefits (Northern Ireland) Act 1992

## CHAPTER 7

### SOCIAL SECURITY CONTRIBUTIONS AND BENEFITS (NORTHERN IRELAND) ACT 1992

#### PART I

#### CONTRIBUTIONS

##### *Preliminary*

- 1 Outline of contributory system.
- 2 Categories of earners.
- 3 “Earnings” and “earner”.
- 4 Payments treated as remuneration and earnings.
- 4A Earnings of workers supplied by service companies etc.
- 4B Earnings: power to make retrospective provision in consequence of retrospective tax legislation
- 4C Power to make provision in consequence of provision made by or by virtue of section 4B(2) etc

##### *Class 1 contributions*

- 5 Earnings limits and thresholds for Class 1 contributions.
- 6 Liability for Class 1 contributions.
- 6A Notional payment of primary Class 1 contribution where earnings not less than lower earnings limit.
- 7 “Secondary contributor”.
- 8 Calculation of primary Class 1 contributions.
- 9 Calculation of secondary Class 1 contributions.

*Status: Point in time view as at 30/03/2006.*

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### *Class 1A contributions*

- 10 Class 1A contributions: benefits in kind etc.
- 10ZA Liability of third party provider of benefits in kind.
- 10ZB Non-cash vouchers provided by third parties.
- 10ZC Class 1A contributions: power to make provision in consequence of retrospective tax legislation

### *Class 1B contributions*

- 10A Class 1B contributions.

### *Class 2 contributions*

- 11 Liability for Class 2 contributions.
- 12 Late paid Class 2 contributions.

### *Class 3 contributions*

- 13 Class 3 contributions.
- 14 Restriction on right to pay Class 3 contributions.

### *Class 4 contributions*

- 15 Class 4 contributions recoverable under the Income Tax Acts.
- 16 Destination of Class 4 contributions.
- 17 Exceptions, deferment and incidental matters relating to Class 4 contributions.
- 18 Class 4 contributions recoverable under regulations.

### *General*

- 19 General power to regulate liability for contributions.
- 19A Class 1, 1A or 1B contributions paid in error.

## **PART II**

### **CONTRIBUTORY BENEFITS**

#### *Preliminary*

- 20 Descriptions of contributory benefits.
- 21 Contribution conditions.
- 22 Earnings factors.
- 23 Provisions supplemental to ss. 21 and 22.
- 24 Records of earnings and calculation of earnings factors in absence of records.

#### *Unemployment benefit*

- 25 Unemployment benefit.
- 25A Determination of days for which unemployment benefit is payable.
- 25B Power to amend provisions as to days of entitlement.
- 26 Duration of unemployment benefit.
- 27 Interruption of employment in connection with trade dispute.
- 28 Unemployment benefit - other disqualifications, etc.
- 29 Exemptions from disqualification for unemployment benefit.

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- 30 Abatement of unemployment benefit on account of payments of occupational or personal pension.

*Incapacity benefit*

- 30A Incapacity benefit: entitlement.
- 30B Incapacity benefit: rate.
- 30C Incapacity benefit: days and periods of incapacity for work.
- 30D Incapacity benefit: construction of references to days of entitlement.
- 30DD Incapacity benefit: reduction for pension payments and PPF periodic payments.
- 30E Incapacity benefit: reduction for councillor's allowance.

*Sickness benefit*

- 31 Sickness benefit.
- 32 Sickness benefit - disqualifications, etc.

*Invalidity benefits*

- 33 Invalidity pension.
- 34 Invalidity allowance.

*Maternity*

- 35 State maternity allowance.
- 35A Appropriate weekly rate of maternity allowance.

*Benefits for widows and widowers*

- 36 Bereavement payment.
- 36A Cases in which sections 37 to 41 apply.
- 37 Widowed mother's allowance.
- 38 Widow's pension.
- 39 Rate of widowed mother's allowance and widow's pension.
- 39A Widowed parent's allowance.
- 39B Bereavement allowance where no dependent children.
- 39C Rate of widowed parent's allowance and bereavement allowance.
- 40 Long-term incapacity benefit for widows.
- 41 Long-term incapacity benefit for widowers.
- 42 Entitlement under s. 40 or 41 after period of employment or training for work.

*Retirement pensions (Categories A and B)*

- 43 Persons entitled to more than one retirement pension.
- 44 Category A retirement pension.
- 44A Deemed earnings factors
- 45 The additional pension in a Category A retirement pension.
- 45A Effect of family credit and disability working allowance on earnings factor.
- 45B Reduction of additional pension in Category A retirement pension: pension sharing.
- 46 Modifications of s. 45 for calculating the additional pension in certain benefits.
- 47 Increase of Category A retirement pension for invalidity.

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- 48 Use of former spouse's contributions.
- 48A Category B retirement pension for married person.
- 48B Category B retirement pension for widows and widowers.
- 48BB Category B retirement pension: entitlement by reference to benefits under section 39A or 39B.
- 48C Category B retirement pension: general.
- 49 Category B retirement pension for women.
- 50 Rate of Category B retirement pension for women.
- 51 Category B retirement pension for widowers.
- 51A Special provision for married people.
- 52 Special provision for surviving spouses.
- 53 Special provision for married women.
- 54 Category A and Category B retirement pensions: supplemental provisions.
- 55 Pension increase or lump sum where entitlement to retirement pension is deferred

*Shared additional pension*

- 55A Shared additional pension.
- 55B Reduction of shared additional pension: pension sharing.
- 55C Pension increase or lump sum where entitlement to shared additional pension is deferred

*Child's special allowance*

- 56 Child's special allowance - existing beneficiaries.

*Provisions relating to unemployment benefit, sickness benefit and invalidity benefit*

- 57 Determination of days for which benefit is payable.
- 58 Incapacity for work: work as councillor to be disregarded.

*Invalidity benefit - disqualifications, etc.*

- 59 Invalidity benefit - disqualifications, etc.

*Partial satisfaction of contribution conditions*

- 60 Partial satisfaction of contribution conditions.
- 61 Exclusion of increase of benefit for failure to satisfy contribution condition.
- 61A Contributions paid in error.

*Graduated retirement benefit*

- 62 Graduated retirement benefit.

**PART III**

NON-CONTRIBUTORY BENEFITS

- 63 Descriptions of non-contributory benefits.

*Attendance allowance*

- 64 Entitlement.

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- 65 Period and rate of allowance.
- 66 Attendance allowance for the terminally ill.
- 67 Exclusions by regulation.

*Severe disablement allowance*

- 68 Entitlement and rate.
- 69 Severe disablement allowance: age related addition.

*Carer's allowance*

- 70 Carer's allowance.

*Disability living allowance*

- 71 Disability living allowance.
- 72 The care component.
- 73 The mobility component.
- 74 Mobility component for certain persons eligible for invalid carriages.
- 75 Persons 65 or over.
- 76 Disability living allowance - supplementary.

*Guardian's allowance*

- 77 Guardian's allowance.

*Benefits for the aged*

- 78 Category C and Category D retirement pensions and other benefits for the aged.
- 79 Age addition.

**PART IV**

INCREASES FOR DEPENDANTS

*Child dependants*

- 80 Beneficiary's dependent children.
- 81 Restrictions on increase - child not living with beneficiary, etc.

*Adult dependants*

- 82 Short-term benefit: increase for adult dependants.
- 83 Pension increase (wife).
- 84 Pension increase (husband).
- 85 Pension increase (person with care of children).
- 86 Increase of woman's invalidity pension (husband).
- 86A Incapacity benefit: increase for adult dependants.
- 87 Rate of increase where associated retirement pension is attributable to reduced contributions.
- 88 Increases to be in respect of only one adult dependant.

*Miscellaneous*

- 89 Earnings to include occupational and personal pensions etc. for purposes of provisions relating to increases of benefits in respect of ... adult dependants.

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- 90 Beneficiaries under sections 68 and 70.
- 91 Effect of trade disputes on entitlement to increases.
- 92 Dependency increases: continuation of awards in cases of fluctuating earnings.
- 93 Dependency increases on termination of employment after period of entitlement to disability working allowance.

## **PART V**

### BENEFIT FOR INDUSTRIAL INJURIES

#### *General provisions*

- 94 Right to industrial injuries benefit.
- 95 Relevant employments.
- 96 Persons treated as employers for certain purposes.
- 97 Accidents in course of illegal employments.
- 98 Earner acting in breach of regulations, etc.
- 99 Earner travelling in employer's transport.
- 100 Accidents happening while meeting emergency.
- 101 Accident caused by another's misconduct, etc.

#### *Sickness benefit*

- 102 Sickness benefit in respect of industrial injury.

#### *Disablement pension*

- 103 Disablement pension.
- 104 Increase where constant attendance needed.
- 105 Increase for exceptionally severe disablement.

#### *Other benefits and increases*

- 106 Benefits and increases subject to qualifications as to time.

#### *Successive accidents*

- 107 Adjustments for successive accidents.

#### *Prescribed industrial diseases, etc.*

- 108 Benefit in respect of prescribed industrial diseases, etc.
- 109 General provisions relating to benefit under s. 108.
- 110 Respiratory diseases.

#### *Old cases*

- 111 Workmen's compensation, etc.

## **PART VI**

### MISCELLANEOUS PROVISIONS RELATING TO PART I TO V

#### *Earnings*

- 112 Certain sums to be earnings.

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*Disqualification and suspension*

113 General provisions as to disqualification and suspension.

*Persons maintaining dependants, etc.*

114 Persons maintaining dependants, etc.

*Special cases*

115 Crown employment - Parts I to VI.

116 Her Majesty's forces.

117 Mariners, airmen, etc.

118 Married women and widows.

119 Persons outside Northern Ireland.

120 Treatment of certain marriages.

*Interpretation*

121 Interpretation of Parts I to VI and supplementary provisions.

**PART VII**

**INCOME-RELATED BENEFITS**

*General*

122 Income-related benefits.

*Income support*

123 Income support.

124 Severe hardship cases.

125 Trade disputes.

126 Effect of return to work.

*Family credit*

127 Family credit.

*Disability working allowance*

128 Disability working allowance.

*Housing benefit*

129 Housing benefit.

*General*

130 Exclusions from benefit.

131 The applicable amount.

132 Income and capital.

132A Effect of attaining qualifying age for state pension credit

133 Interpretation of Part VII and supplementary provisions.

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### **PART VIII**

#### THE SOCIAL FUND

- 134 Payments out of the social fund.
- 135 Awards by social fund officers.
- 136 Principles of determination.

### **PART IX**

#### CHILD BENEFIT

- 137 Child benefit.
- 138 “Child” and “qualifying young person”
- 139 Meaning of “person responsible for child”.
- 140 Exclusions and priority.
- 141 Rate of child benefit.
- 141A Entitlement after death of child
- 142 Presence in Northern Ireland.
- 142A Persons subject to immigration control.
- 143 Interpretation of Part IX and supplementary provisions.

### **PART X**

#### CHRISTMAS BONUS FOR PENSIONERS

- 144 Entitlement of pensioners to Christmas bonus.
- 145 Provisions supplementary to s. 144.
- 146 Interpretation of Part X.

### **PART XI**

#### STATUTORY SICK PAY

- 147 Employer’s liability.

#### *The qualifying conditions*

- 148 Period of incapacity for work.
- 149 Period of entitlement.
- 150 Qualifying days.

#### *Limitations on entitlement, etc.*

- 151 Limitations on entitlement.
- 152 Notification of incapacity for work.

#### *Rate of payment, etc.*

- 153 Rate of payment.
- 154 Recovery by employers of amounts paid by way of statutory sick pay.
- 155 Power to substitute provisions for s. 154(2).
- 155A Power to provide for recovery by employers of sums paid by way of statutory sick pay.

#### *Miscellaneous*

- 156 Relationship with benefits and other payments, etc.



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- 157 Crown employment - Part XI.
- 158 Special classes of persons.
- 159 Interpretation of Part XI and supplementary provisions.

## **PART XII**

### STATUTORY MATERNITY PAY

- 160 Statutory maternity pay - entitlement and liability to pay.
- 161 The maternity pay period.
- 162 Rate of statutory maternity pay
- 163 Funding of employers' liabilities in respect of statutory maternity pay
- 164 Relationship with benefits and other payments, etc.
- 165 Crown employment - Part XII.
- 166 Special classes of persons.
- 167 Interpretation of Part XII, etc.

## **PART XIIZA**

### STATUTORY PATERNITY PAY

- 167ZA Entitlement: birth
- 167ZB Entitlement: adoption
- 167ZC Entitlement: general
- 167ZD Liability to make payments
- 167ZE Rate and period of pay
- 167ZF Restrictions on contracting out
- 167ZG Relationship with contractual remuneration
- 167ZH Crown employment—Part XIIZA
- 167ZI Special classes of person
- 167ZJ Part XIIZA: supplementary
- 167ZK Power to apply Part XIIZA to adoption cases not involving placement

## **PART XIIZB**

### STATUTORY ADOPTION PAY

- 167ZL Entitlement
- 167ZM Liability to make payments
- 167ZN Rate and period of pay
- 167ZO Restrictions on contracting out
- 167ZP Relationship with benefits and other payments, etc.
- 167ZQ Crown employment—Part XIIZB
- 167ZR Special classes of person
- 167ZS Part XIIZB: supplementary
- 167ZT Power to apply Part XIIZB to adoption cases not involving placement

## **PART XIII**

### INCAPACITY FOR WORK

- 167A Test of incapacity for work.
- 167B The own occupation test.
- 167C Personal capability assessments.
- 167D Incapacity for work: persons to be treated as incapable or capable of work.
- 167E Incapacity for work: disqualification, etc.

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- 167F Incapacity for work: work as councillor to be disregarded.  
167G Incapacity for work: supplementary provisions.

### PART XIII

#### GENERAL

##### *Interpretation*

- 168 Application of Act in relation to territorial waters.  
169 Age.  
170 Interpretation.

##### *Subordinate legislation*

- 171 Regulations and orders - general.  
172 Assembly, etc. control of regulations and orders.

##### *Supplementary*

- 173 Short title, commencement and extent.

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## Social Security Contributions and Benefits (Northern Ireland) Act 1992 SCHEDULE 1 — Supplementary Provisions Relating to Contributions of Classes 1, 1A, 1B, 2 and 3

### *Class 1 contributions where earner employed in more than one employment*

- 1 (1) For the purposes of determining whether Class 1 contributions...

#### *Earnings not paid at normal intervals*

- 2 Regulations made by the Inland Revenue may, for the purposes...

#### *Method of paying Class 1 contributions*

- 3 (1) Where earnings are paid to an employed earner and...

#### *Prohibition on recovery of employer's contributions*

- 3A (1) Subject to sub-paragraph (2) below, a person who is...

#### *Transfer of liability to be borne by earner*

- 3B (1) This paragraph applies where— (a) an election is jointly...

#### *General provisions as to Class 1 contributions*

- 4 Regulations made by the Inland Revenue may, in relation to...

#### *Class 1A contributions*

- 5 Regulations made by the Inland Revenue may—

#### *Class 1B contributions*

- 5A Regulations made by the Inland Revenue may make provision for...

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*Power to combine collection of contributions with tax*

6 (1) Regulations made by the Inland Revenue may—

*Special penalties in the case of certain returns*

7 (1) This paragraph applies where regulations under sub-paragraph (1) of...

7A (1) This paragraph applies where paragraph 7 above applies; and...

*Collection of contributions otherwise than through PAYE system*

7B (1) The Treasury may by regulations provide that, in such...

7BZA (1) The Inland Revenue may by regulations provide for Class...

7BA The Inland Revenue may by regulations provide for amounts in...

*Interest and penalties chargeable concurrently with Inland Revenue*

7C .....

*General regulation - making powers*

8 (1) The appropriate authority may by regulations provide—

9 The Treasury may by regulations provide that—

*Sickness payments counting as remuneration*

10 (1) The Treasury may by regulations make provision as to...

SCHEDULE 2 — Schedule 2 to the Social Security Contributions and Benefits Act 1992: Levy of Class 4 Contributions with Income Tax

*Interpretation*

1 In this Schedule— (a) “the Act of 1988” means the...

*Method of computing profits or gains*

2 Subject to the following paragraphs, Class 4 contributions shall be...

*Reliefs*

3 (1) For the purposes of computing the amount of profits...

*Partnerships*

4 (1) Where a trade or profession is carried on by...

*Trustees, etc.*

5 In any circumstances in which apart from this paragraph a...

*Other provisions*

6 (1) Section 86 of the Taxes Management Act 1970 (interest...

7 Where an assessment has become final and conclusive for the...

8 The provisions of Part V of the Taxes Management Act...

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*Husband and wife - 1989-90 and previous years of assessment*

9 (1) For the year 1989-90 and previous years of assessment...

SCHEDULE 3 — Contribution Conditions for Entitlement to Benefit

Part I — THE CONDITIONS

*Unemployment benefit*

1 .....

*Short-term incapacity benefit*

2 (1) The contribution conditions for short-term incapacity benefit are the...

*Maternity allowance*

3 (1) Subject to sub-paragraph (2) below, the contribution condition for...

*Bereavement payment*

4 (1) The contribution condition for a bereavement payment is that—...

*Widowed mother's allowance, widowed parent's allowance, bereavement allowance and widow's pension; retirement pensions (Categories A and B)*

5 (1) The contribution conditions for a widowed mother's allowance, a...

*Child's special allowance*

6 (1) The contribution condition for a child's special allowance is...

Part II — SATISFACTION OF CONDITIONS IN EARLY YEARS OF CONTRIBUTION

7 (1) Sub-paragraph (3) below shall apply where a claim is...

8 Where a person claims short-term incapacity benefit, he shall be...

9 Where a claim is made for a bereavement payment, the...

SCHEDULE 4 — Rates of Benefits, etc.

PART I — CONTRIBUTORY PERIODICAL BENEFITS

PART II — BEREAVEMENT PAYMENT

PART III — NON-CONTRIBUTORY PERIODICAL BENEFITS

PART IV — INCREASES FOR DEPENDANTS

PART V — RATE OF INDUSTRIAL INJURIES BENEFIT

SCHEDULE 4A — ADDITIONAL PENSION

PART I — THE AMOUNT

1 (1) The amount referred to in section 45(2)(c) above is...

PART II — SURPLUS EARNINGS FACTOR

2 (1) This Part of this Schedule applies if for the...

PART III — CONTRACTED-OUT EMPLOYMENT, ETC.

*Introduction*

3 (1) This Part of this Schedule applies if the following...

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*The amount*

4 The amount for the year is amount C where—

*Amount A*

5 (1) Amount A is to be calculated as follows.

*Amount B (first case)*

6 (1) Amount B is to be calculated in accordance with...

*Amount B (second case)*

7 (1) Amount B is to be calculated in accordance with...

*Interpretation*

8 (1) In this Part of this Schedule “ salary related...

**PART IV — OTHER CASES**

9 The Department may make regulations containing provisions for finding the...

**SCHEDULE 5 — Pension Increase or Lump Sum Where Entitlement to Retirement Pension is Deferred**

*Choice between increase of pension and lump sum where pensioner’s entitlement is deferred*

A1 (1) Where a person’s entitlement to a Category A or...

*Increase of pension where pensioner’s entitlement is deferred*

1 (1) This paragraph applies where a person’s entitlement to a...

2 (1) Subject to paragraph 3 below, a person is entitled...

2A (1) This paragraph applies where— (a) a person’s entitlement to...

3 (1) Regulations may provide that sub-paragraphs (1) to (3) of...

*Lump sum where pensioner’s entitlement is deferred*

3A (1) This paragraph applies where— (a) a person’s entitlement to...

*Calculation of lump sum*

3B (1) The lump sum is the accrued amount for the...

*Choice between increase of pension and lump sum where pensioner’s deceased spouse or civil partner has deferred entitlement*

3C (1) Subject to paragraph 8, this paragraph applies where—

*Increase of pension where pensioner’s deceased spouse or civil partner has deferred entitlement*

4 (1) Subject to paragraph 8, this paragraph applies where a...

5 (1) Where— (a) a widow, widower or surviving civil partner...

5A (1) This paragraph applies where W (referred to in paragraph...

6 (1) This paragraph applies where W (referred to in paragraph...

6A (1) This paragraph applies where W (referred to in paragraph...

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7 (1) For the purposes of paragraphs 5 to 6A above,...

*Entitlement to lump sum where pensioner's deceased spouse or civil partner has deferred entitlement*

7A (1) This paragraph applies where a person to whom paragraph...

*Calculation of widowed person's or surviving civil partner's lump sum*

7B (1) The widowed person's or surviving civil partner's lump sum...

*Supplementary*

7C (1) Any lump sum calculated under paragraph 3B or 7B...

*Married couples and civil partners*

8 (1) For the purposes of paragraphs 1 to 3 above...

*Uprating*

9 The sums which are the increases in the rates of...

SCHEDULE 5A — Pension Increase or Lump Sum Where Entitlement to Shared Additional Pension is Deferred

*Choice between pension increase and lump sum where entitlement to shared additional pension is deferred*

1 (1) Where a person's entitlement to a shared additional pension...

*Increase of pension where entitlement deferred*

2 (1) This paragraph applies where a person's entitlement to a...

*Calculation of increment*

3 (1) A person is entitled to an increment under this...

*Lump sum where entitlement to shared additional pension is deferred*

4 (1) This paragraph applies where— (a) a person's entitlement to...

*Calculation of lump sum*

5 (1) The lump sum is the accrued amount for the...

SCHEDULE 6 — Assessment of Extent of Disablement

*General provisions as to method of assessment*

- 1 For the purposes of section . . . 103 above...
- 2 Provision may be made by regulations for further defining the...
- 3 Regulations under paragraph 1(d) or 2 above may include provision—...

*Severe disablement allowance*

- 4 .....
- 5 .....

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### *Disablement benefit*

- 6 (1) Subject to sub-paragraphs (2) and (3) below, the period...  
7 An assessment for the purposes of section 103 above and...

*Special provision as to entitlement to constant attendance allowance, etc.*

- 8 (1) For the purpose of determining whether a person is...

## SCHEDULE 7 — Industrial Injuries Benefits Part I — UNEMPLOYABILITY SUPPLEMENT

### *Availability*

- 1 This Part of this Schedule applies only in relation to...

### *Rate and duration*

- 2 (1) The weekly rate of a disablement pension shall, if...

### *Increase of unemployability supplement*

- 3 (1) Subject to the following provisions of this paragraph, if...

### *Increase for beneficiary's dependent children*

- 4 (1) Subject to the provisions of this paragraph and paragraph...

### *Additional provisions as to increase under paragraph 4*

- 5 (1) An increase under paragraph 4 above of any amount...

### *Increase for adult dependants*

- 6 (1) The weekly rate of a disablement pension where the...

### *Earnings to include occupational and personal pensions for purposes of disablement pension*

- 7 (1) Except as may be prescribed, any reference to earnings...

### *Dependency increases: continuation of awards in cases of fluctuating earnings*

- 8 (1) Where a beneficiary— (a) has been awarded an increase...

#### Part II — DISABLEMENT GRATUITY

- 9 (1) An employed earner shall be entitled to a disablement...

#### Part III — INCREASE OF DISABLEMENT PENSION DURING HOSPITAL TREATMENT

- 10 (1) This Part of this Schedule has effect in relation...

#### Part IV — REDUCED EARNINGS ALLOWANCE

- 11 (1) Subject to the provisions of this paragraph, an employed...

### *Supplementary*

- 12 (1) A person who on 10th April 1988 or 9th...

#### Part V — RETIREMENT ALLOWANCE

- 13 (1) Subject to the provisions of this Part of this...

#### Part VI — INDUSTRIAL DEATH BENEFIT

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### *Introductory*

- 14 (1) This Part of this Schedule only has effect in...

#### *Widow's benefit (entitlement)*

- 15 (1) The widow of the deceased shall be entitled to...

#### *Widow's benefit (rate)*

- 16 (1) The weekly rate of a pension payable under paragraph...

#### *Widower's benefit (entitlement and rate)*

- 17 (1) The widower of the deceased shall be entitled to...

#### *Children of deceased's family*

- 18 (1) Subject to paragraph 19 below, where at his death...

#### *Limits of entitlement to industrial death benefit in respect of children*

- 19 Where two or more persons satisfy the conditions, in respect...

#### *Death of person with constant attendance allowance*

- 20 (1) If a person dies at a time when—

#### *Pulmonary disease*

- 21 (1) If a person dies as a result of any...

### SCHEDULE 8 — Industrial Injuries and Diseases (Old Cases)

#### Part I — WORKMEN'S COMPENSATION AND INDUSTRIAL DISEASES BENEFIT IN RESPECT OF EMPLOYMENT BEFORE 5TH JULY 1948

#### *Continuation of workmen's compensation*

- 1 The Workmen's Compensation Acts and any other enactment repealed by...

#### *Regulations to provide for supplementing workmen's compensation*

- 2 (1) The Department may, with the consent of the Department...

#### *Provisions supplementary to paragraph 2*

- 3 (1) For the purposes of paragraph 2 above—

#### Part II — REGULATIONS PROVIDING FOR BENEFIT FOR PRE-1948 CASES

- 4 (1) This paragraph applies to any person who is or...

#### Part III — INTERPRETATION

- 5 (1) In this Schedule, except where the context otherwise requires—...

### SCHEDULE 9 — Exclusions from Entitlement to Child Benefit

#### *Children in detention, care, etc.*

- 1 (1) Except where regulations otherwise provide, no person shall be...



*Status: Point in time view as at 30/03/2006.*

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*Employed trainees, etc.*

2 (1) No person shall be entitled to child benefit by...

*Married children*

3 Except where regulations otherwise provide, no person shall be entitled...

*Persons exempt from tax*

4 Except where regulations otherwise provide, no person shall be entitled...

*Children entitled to severe disablement allowance*

5 .....

SCHEDULE 10 — Priority Between Persons Entitled to Child Benefit

*Person with prior award*

1 (1) Subject to sub-paragraph (2) below, as between a person...

*Person having child living with him*

2 Subject to paragraph 1 above, as between a person entitled...

*Husband and wife*

3 Subject to paragraphs 1 and 2 above, as between a...

*Parents*

4 (1) Subject to paragraphs 1 to 3 above, as between...

*Other cases*

5 As between persons not falling within paragraphs 1 to 4...

*Supplementary*

6 (1) Any election under this Schedule shall be made in...

SCHEDULE 11 — Circumstances in which Periods of Entitlement to Statutory Sick Pay Do Not Arise

- 1 A period of entitlement does not arise in relation to...
- 1A Regulations under paragraph 1 above must be made with the...
- 2 The circumstances are that— (a) at the relevant date the...
- 3 In this Schedule “relevant date” means the date on which...
- 4 (1) Paragraph 2(b) above does not apply in any case...
- 5 .....
- 6 For the purposes of paragraph 2(f) above, if an employee...
- 7 Paragraph 2(g) above does not apply in the case of...
- 8 Paragraph 2(h) above does not apply in relation to an...

SCHEDULE 12 — Relationship of Statutory Sick Pay with Benefits and Other Payments, etc.

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*The general principle*

- 1 Any day which— (a) is a day of incapacity for...

*Contractual remuneration*

- 2 (1) Subject to sub-paragraphs (2) and (3) below, any entitlement...

*Incapacity benefit*

- 3 (1) This paragraph and paragraph 4 below have effect to...  
4 (1) Where a period of entitlement as between an employee...

*Incapacity benefit for widows and widowers*

- 5 Paragraph 1 above does not apply for the purpose of...

*Unemployability supplement*

- 6 Paragraph 1 above does not apply in relation to paragraph...

SCHEDULE 13 — Relationship of Statutory Maternity Pay with Benefits and Other Payments, etc.

*The general principle*

- 1 Except as may be prescribed, a day which falls within...

*Incapacity benefit*

- 2 (1) Regulations may provide that in prescribed circumstances a day...

*Contractual remuneration*

- 3 (1) Subject to sub-paragraphs (2) and (3) below, any entitlement...

— TABLE OF DERIVATIONS

Note: 1. The following abbreviations are used in this Table:—...

- 2 The Table does not contain any entries in respect of...  
3 The Table does not show the effect of transfer of...

**Status:**

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**Changes to legislation:**

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