



Social Security Contributions and Benefits (Northern Ireland) Act 1992

1992 CHAPTER 7

PART XI

STATUTORY SICK PAY

Rate of payment, etc.

153 Rate of payment.

- (1) Statutory sick pay shall be payable by an employer at the weekly rate of [^{F1}£92.05].
- (2) The Department may by order—
 - [^{F2}(a) amend subsection (1) above so as to substitute different provision as to the weekly rate or rates of statutory sick pay; and]
 - (b) make such consequential amendments as appear to the Department to be required of any provision contained in this Part of this Act.
- (3) The amount of statutory sick pay payable by any one employer in respect of any day shall be the weekly rate applicable on that day divided by the number of days which are, in the week (beginning with Sunday) in which that day falls, qualifying days as between that employer and the employee concerned.

Textual Amendments

- F1** Sum in s. 153(1) substituted (26.3.2019) by [The Social Security \(2018 Benefits Up-rating\) Order \(Northern Ireland\) 2019 \(S.R. 2019/46\)](#), arts. 1, **8**
- F2** S. 153(2)(a) substituted (6.4.1995) by [S.I. 1994/1898 \(N.I. 12\)](#), **art. 10(3)**; S.R. 1994/450, art. 2, **Sch. Pt. III**

Status: Point in time view as at 26/03/2019.

Changes to legislation: Social Security Contributions and Benefits (Northern Ireland) Act 1992, Cross

Heading: Rate of payment, etc. is up to date with all changes known to be in force on or before 14 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

^{F3}154

Textual Amendments

F3 [S. 154](#) repealed (6.4.1995) (subject to savings made by regulations under s. 155A(4) of this Act) by [S.R. 1995/69, art. 5](#)

^{F4}155

Textual Amendments

F4 [S. 155](#) repealed (6.4.1995 subject to savings made by regulation under s. 155A(4) of this Act) by [S.R. 1995/69, art. 5\(a\)](#)

^{F5}155A **Power to provide for recovery by employers of sums paid by way of statutory sick pay.**

- (1) [^{F6}The Secretary of State]] may by order provide for the recovery by employers, in accordance with the order, of the amount (if any) by which their payments of, or liability incurred for, statutory sick pay in any period exceeds the specified percentage of the amount of their liability for contributions payments in respect of the corresponding period.
- (2) An order under subsection (1) above may include provision—
 - (a) as to the periods by reference to which the calculation referred to above is to be made,
 - (b) for amounts which would otherwise be recoverable but which do not exceed the specified minimum for recovery not to be recoverable,
 - (c) for the rounding up or down of any fraction of a pound which would otherwise result from a calculation made in accordance with the order, and
 - (d) for any deduction from contributions payments made in accordance with the order to be disregarded for such purposes as may be specified,
 and may repeal sections 154 and 155 above and make any amendments of other statutory provisions which are consequential on the repeal of those sections.
- (3) In this section—
 - “contributions payments” means payments which a person is required by or under any statutory provision to make in discharge of any liability of his as an employer in respect of primary or secondary Class 1 contributions; and
 - “specified” means specified in or determined in accordance with an order under subsection (1).
- (4) [^{F6}The Secretary of State] may by regulations make such transitional and consequential provision, and such savings, as it considers necessary or expedient for or in connection with the coming into operation of any order under subsection (1) above.

Textual Amendments

F5 [S. 155A](#) inserted (22.3.1994) by [S.I. 1994/766 \(N.I. 5\), arts. 1\(2\), 5\(1\)](#)

Status: Point in time view as at 26/03/2019.

Changes to legislation: Social Security Contributions and Benefits (Northern Ireland) Act 1992, Cross Heading: Rate of payment, etc. is up to date with all changes known to be in force on or before 14 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

F6 Words in s. 155A(1)(4) substituted (24.3.1999 for specified purposes and 1.4.1999 otherwise) by S.I. 1999/671, arts. 1(2)(b), 3(1), **Sch. 1 para. 11** (with savings and transitional provisions in Sch. 7); S.R. 1999/149, art. 2(c), **Sch. 2** (subject to arts. 3-6)

Status:

Point in time view as at 26/03/2019.

Changes to legislation:

Social Security Contributions and Benefits (Northern Ireland) Act 1992, Cross Heading: Rate of payment, etc. is up to date with all changes known to be in force on or before 14 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.