



Social Security Administration (Northern Ireland) Act 1992

1992 CHAPTER 8

PART XV

GENERAL

Supplementary

167 Interpretation.

(1) In this Act, unless the context otherwise requires—

“the Assembly” means the Northern Ireland Assembly;

“the 1975 Act” means the ^{M1}Social Security (Northern Ireland) Act 1975;

“benefit” means benefit under the Contributions and Benefits Act [^{F1}and includes a jobseeker’s allowance][^{F2}, state pension credit and an employment and support allowance] ;

“Christmas bonus” means a payment under Part X of the Contributions and Benefits Act;

“claimant” (in relation to contributions under Part I and to benefit under Parts II to IV of the Contributions and Benefits Act) means—

- (a) a person whose right to be excepted from liability to pay, or to have his liability deferred for, or to be credited with, a contribution, is in question;
- (b) a person who has claimed benefit;

and includes, in relation to an award or decision, a beneficiary under the award or affected by the decision;

“claim” is to be construed in accordance with “claimant”;

“claimant” (in relation to industrial injuries benefit) means a person who has claimed such a benefit and includes—

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- (a) an applicant for a declaration under [^{F3}Article 29 of the Social Security (Northern Ireland) Order 1998] that an accident was or was not an industrial accident; and
- (b) in relation to an award or decision, a beneficiary under the award or affected by the decision;

[^{F4}“Commissioner” means the Chief Social Security Commissioner or any other Social Security Commissioner and includes a tribunal of 2 or more Commissioners constituted under Article 16(7) of the Social Security (Northern Ireland) Order 1998;]

[^{F5} . . .
^{F5} . . .]

“the Consequential Provisions Act” means the ^{M2}Social Security (Consequential Provisions) (Northern Ireland) Act 1992;

“Consolidated Fund” means the Consolidated Fund of Northern Ireland;

[^{F6}“contribution” means a contribution under Part I of the Contributions and Benefits Act;]

[^{F7}“contribution-based jobseeker’s allowance” has the same meaning as in the Jobseekers (Northern Ireland) Order 1995;]

“contribution card” has the meaning assigned to it by section 108(6) above;

“the Contributions and Benefits Act” means the ^{M3}Social Security Contributions and Benefits (Northern Ireland) Act 1992;

[^{F8}“contributory employment and support allowance” means a contributory allowance under Part 1 of the Welfare Reform Act (Northern Ireland) 2007 (employment and support allowance);]

[^{F9}“the Department” means the Department for Social Development but—

- (a) in sections 109A, 116 and 116B to 116D also includes the Department of Finance and Personnel; and

- (b) [^{F10}in sections 115D, 115E, 116, 116ZA, 116C and 116D also includes the Department for Employment and Learning;]

“the Department of the Environment” means the Department of the Environment for Northern Ireland;

“the Department of Finance and Personnel” means the Department of Finance and Personnel in Northern Ireland; [^{F11}but in sections 116 and 116B also includes the Department of the Environment;]

“disablement benefit” is to be construed in accordance with section 94(2) (a) of the Contributions and Benefits Act;

[^{F12}“the disablement questions” is to be construed in accordance with section 43 above;]

“dwelling” means any residential accommodation, whether or not consisting of the whole or part of a building and whether or not comprising separate and self-contained premises;

“the Great Britain Administration Act” means the ^{M4}Social Security Administration Act 1992;

“the Great Britain Contributions and Benefits Act” means the ^{M5}Social Security Contributions and Benefits Act 1992;

“the Housing Executive” means the Northern Ireland Housing Executive;

[^{F13}“income-based jobseeker’s allowance” has the same meaning as in the Jobseekers (Northern Ireland) Order 1995;]

“income-related benefit” means—

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- (a) income support;
- ^{F14}(b)
- ^{F14}(c)
- (d) housing benefit;
 - [^{F15}“income-related employment and support allowance” means an income-related allowance under Part 1 of the Welfare Reform Act (Northern Ireland) 2007 (employment and support allowance);]
 - “industrial injuries benefit” means benefit under Part V of the Contributions and Benefits Act, other than under Schedule 8;
 - [^{F16}“Inland Revenue” means the Commissioners of Inland Revenue;]
 - ^{F17}
 - ^{F18}
 - “medical examination” includes bacteriological and radiographical tests and similar investigations, and “medically examined” has a corresponding meaning;
 - “medical practitioner” means—
 - (a) a registered medical practitioner; or
 - (b) a person outside the United Kingdom who is not a registered medical practitioner, but has qualifications corresponding (in the Department’s opinion) to those of a registered medical practitioner;
 - “medical treatment” means medical, surgical or rehabilitative treatment (including any course of diet or other regimen), and references to a person receiving or submitting himself to medical treatment are to be construed accordingly;
 - [^{F19}“money purchase contracted-out scheme” has the same meaning as in section 4(1)(a)(ii) of the Pensions Act;]
 - “National Insurance Fund” means the Northern Ireland National Insurance Fund;
 - “occupational pension scheme” has the same meaning as in [^{F20}section 1 of the Pensions Act];
 - “the Old Cases Act” means the ^{M6}Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975;
 - “Old Cases payments” means payments under Part I of Schedule 8 to the Contributions and Benefits Act;
 - “the 1986 Order” means the ^{M7}Social Security (Northern Ireland) Order 1986;
 - [^{F21}“pensionable age” has the meaning given by the rules in paragraph 1 of Schedule 2 to the Pensions (Northern Ireland) Order 1995;]
 - [^{F22}“the Pensions Act” means the Pension Schemes (Northern Ireland) Act 1993;]
 - “the Pensions Order” means the ^{M8}Social Security Pensions (Northern Ireland) Order 1975;
 - “personal pension scheme” has the meaning assigned to it by [^{F23}section 1 of the Pensions Act][^{F24}and “appropriate”, in relation to such a scheme, shall be construed in accordance with section 3 of that Act];
 - “prescribe” means prescribe by regulations [^{F25}and “prescribed” must be construed accordingly] ;

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[^{F26}“President” means the President of social security appeal tribunals, medical appeal tribunals and disability appeal tribunals;]

“regulations” means regulations made by the Department or the Lord Chancellor under this Act;

[^{F27}“state pension credit” means state pension credit under the State Pension Credit Act (Northern Ireland) 2002;]

“statutory provision” has the meaning assigned to it by section 1(f) of the ^{M9}Interpretation Act (Northern Ireland) 1954 ;

“tax year” means the 12 months beginning with 6th April in any year;

“widow’s benefit” has the meaning assigned to it by section 20(1)(e) of the Contributions and Benefits Act.

- (2) For the purposes of Part III of the ^{M10}Northern Ireland Constitution Act 1973 (validity of Measures of the Northern Ireland Assembly, including Orders in Council under the ^{M11}Northern Ireland Act 1974), provisions of this Act which re-enact provisions of a Measure of the Assembly or such an Order are to be treated as provisions of such a Measure or Order.

Textual Amendments

- F1** Words in s. 167(1) inserted (3.5.1996) by S.I. 1995/2705 (N.I. 15), art. 40(1), **Sch. 2 para. 51(2)**; S.R. 1996/180, **art. 2**
- F2** Words in s. 167(1) substituted (1.7.2008 for specified purposes) by Welfare Reform Act (Northern Ireland) 2007 (c. 2), s. 60(1), **Sch. 3 para. 4(28)(a)**; S.R. 2008/276, art. 2(2)(a)(i)
- F3** Words in s. 167(1) substituted (5.7.1999 and 29.11.1999 for different purposes, otherwise prosp.) by S.I. 1998/1506 (N.I. 10), arts. 1(2), 78(1), **Sch. 6 para. 87(b)**; S.R. 1999/310, art. 2(1)(b), **Sch. 1** (with arts. 4, 14); S.R. 1999/472, art. 2(1), **Sch. 1** (with arts. 20-22) (subject to art. 2(2) of the said S.R. 1999/472)
- F4** Definition in s. 167(1) substituted (5.7.1999, 6.9.1999, 5.10.1999, 18.10.1999 and 29.11.1999 for different purposes, otherwise prosp.) by S.I. 1998/1506 (N.I. 10), arts. 1(2), 78(1), **Sch. 6 para. 87(c)**; S.R. 1999/310, art. 2(1)(b), **Sch. 1** (with arts. 4, 14); S.R. 1999/371, art. 2(b), **Sch. 1** (with arts. 4, 18); S.R. 1999/407, art. 2(b), **Sch. 1** (with art. 4); S.R. 1999/428, art. 2(b), **Sch. 1** (with arts. 4, 16) and S.R. 1999/472, art. 2(1), **Sch. 1** (with arts. 20-22) (subject to art. 2(2) of the said S.R. 1999/472)
- F5** Definitions in s. 167(1) repealed (6.10.1997) by S.I. 1997/1183 (N.I. 11), art. 31(1)(2), Sch. 3, para. 11, **Sch. 4**; S.R. 1997/400, **art. 2**
- F6** Definition in s. 167(1) inserted (1.7.1997) by 1997 c. 47, s. 22, **Sch. 1 para. 14(2)**; S.I. 1997/1577, art. 2, **Sch.**
- F7** Definition in s. 167(1) inserted (3.5.1996) by S.I. 1995/2705 (N.I. 15), art. 40(1), **Sch. 2 para. 51(3)**; S.R. 1996/180, **art. 2**
- F8** Words in s. 167(1) inserted (1.7.2008 for specified purposes) by Welfare Reform Act (Northern Ireland) 2007 (c. 2), s. 60(1), **Sch. 3 para. 4(28)(b)**; S.R. 2008/276, art. 2(2)(a)(i)
- F9** S.167(1): definition of "the Department" substituted (9.9.2002) by Employment Act 2002 (c. 22), ss. 53, 55(2), **Sch. 7 para. 17**; S.I. 2002/2256, **art. 2**
- F10** S. 167(1)(b) substituted (19.11.2002) by Social Security Act (Northern Ireland) 2002 (c. 10), ss. 6(4), 9; S.R. 2002/351, **art. 2, Sch. Pt. I**
- F11** Words in definition in s. 167(1) inserted (1.7.1997) by 1997 c. 47, s. 22, **Sch. 1, para. 14(3)**; S.I. 1997/1577, art. 2, **Sch.**
- F12** Definition in s. 167(1) repealed (29.11.1999 for certain purposes, otherwise prosp.) by S.I. 1998/1506 (N.I. 10), arts. 1(2), 78, **Sch. 6 para. 87(a), Sch. 7**; S.R. 1999/472, art. 2(1), **Sch. 1** (with arts. 20-22) (subject to art. 2(2) of the said S.R. 1999/472)
- F13** Definition in s. 167(1) inserted (3.5.1996) by S.I. 1995/2705 (N.I. 15), art. 40(1), **Sch. 2 para. 51(4)**; S.R. 1996/180, **art. 2**

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- F14** Words in s. 167(1) repealed (8.4.2003) by **Tax Credits Act 2002 (c. 21)**, s. 61, **Sch. 6**; S.I. 2003/962, art. 2(4)(e), **Sch. 2** (with art. 3)
- F15** Words in s. 167(1) inserted (1.7.2008 for specified purposes) by **Welfare Reform Act (Northern Ireland) 2007 (c. 2)**, s. 60(1), **Sch. 3 para. 4(28)(c)**; S.R. 2008/276, art. 2(2)(a)(i)
- F16** Definition in s. 167(1) inserted (24.3.1999 for certain purposes, otherwise 1.4.1999) by S.I. 1999/671, arts. 1(2), 3(1), **Sch. 1 para. 35** (subject to transitional provisions in Sch. 7); S.R. 1999/149, art. 2(c), **Sch. 2** (subject to arts. 3-6 of the said S.R.)
- F17** Definition in s. 167(1) repealed (13.4.1995) by S.I. 1994/1898 (N.I. 12), art. 13(1)(2), Sch. 1 Pt. II, para. 51, **Sch. 2**; S.R. 1994/450, art. 2, **Sch. Pt. IV**
- F18** Definition in s. 167(1) repealed (2.12.1999) by 1998 c. 47, s. 100(2), **Sch. 15**; S.I. 1999/3209, art. 2, **Sch.**
- F19** Definitions in s. 167(1) added (7.2.1994) by 1993 c. 49, s. 184, **Sch. 7 para. 42(a)**; S.R. 1994/17, art. 2
- F20** Words in definition in s. 167(1) substituted (7.2.1994) by 1993 c. 49, s. 184, **Sch. 7 para. 42(b)**; S.R. 1994/17, art. 2
- F21** Definition in s. 167(1) substituted (6.4.1997) by S.I. 1995/3213 (N.I. 22), art. 123, **Sch. 2**, Pt. III, para. 10; S.R. 1997/192, art. 2
- F22** Definition in s. 167(1) inserted (7.2.1994) by 1993 c. 49, s. 184, **Sch. 7 para. 42(c)**; S.R. 1994/17, art. 2
- F23** Words in definition in s. 167(1) substituted (7.2.1994) by 1993 c. 49, s. 184, **Sch. 7 para. 42(d)**; S.R. 1994/17, art. 2
- F24** Words in definition in s. 167(1) added (7.2.1994) by 1993 c. 49, s. 184, **Sch. 7 para. 42(d)**; S.R. 1994/17, art. 2
- F25** Words in s. 167(1) added (29.6.2007) by **Welfare Reform Act (Northern Ireland) 2007 (c. 2)**, s. 60(2)(b), **Sch. 5 para. 5**
- F26** Definition in s. 167(1) repealed (29.11.1999 for certain purposes, otherwise prosp.) by S.I. 1998/1506 (N.I. 10), arts. 1(2), 78, **Sch. 6 para. 87(a)**, **Sch. 7**; S.R. 1999/472, art. 2(1), **Sch. 1** (with arts. 20-22) (subject to art. 2(2) of the said S.R. 1999/472)
- F27** S. 167(1): definition of "state pension credit" inserted (2.12.2002) for certain purposes, otherwise prosp. by **State Pension Credit Act (Northern Ireland) 2002 (c. 14)**, ss. 14, 21(2), **Sch. 2 Pt. 2 para. 22**; S.R. 2002/366, art. 2(1)

Marginal Citations

- M1** 1975 c. 15.
M2 1992 c. 9.
M3 1992 c. 7.
M4 1992 c. 5.
M5 1992 c. 4.
M6 1975 c. 17.
M7 S.I. 1986/1888 (N.I. 18).
M8 S.I. 1975/1503 (N.I. 15).
M9 1954 c. 33 (N.I.).
M10 1973 c. 36.
M11 1974 c. 28.

168 Short title, commencement and extent.

- (1) This Act may be cited as the Social Security Administration (Northern Ireland) Act 1992.
- (2) This Act is to be read, where appropriate, with the Contributions and Benefits Act and the Consequential Provisions Act.

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- (3) The enactments consolidated by this Act are repealed, in consequence of the consolidation, by the Consequential Provisions Act.
- (4) Except as provided in Schedule 4 to the Consequential Provisions Act, this Act shall come into force on 1st July 1992.
- (5) Subject to subsection (6) below, this Act extends to Northern Ireland only.
- (6) Section 22 above and this section also extend to Great Britain.

Status:

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