

## 1980 No. 1608

**TERMS AND CONDITIONS OF EMPLOYMENT  
INDUSTRIAL TRIBUNALS**
**The Employment Protection (Recoupment of Unemployment  
Benefit and Supplementary Benefit) (Amendment) Regulations  
1980**

<i>Made - - - -</i>	23rd October 1980
<i>Laid before Parliament</i>	3rd November 1980
<i>Coming into Operation</i>	24th November 1980

The Secretary of State, in the exercise of the powers conferred on him by section 132(2) and (3) of the Employment Protection (Consolidation) Act 1978(a), and of all other powers enabling him in that behalf, hereby makes the following Regulations amending the Employment Protection (Recoupment of Unemployment Benefit and Supplementary Benefit) Regulations 1977(b) (hereinafter referred to as “the principal Regulations”):—

*Citation and commencement*

1. These Regulations may be cited as the Employment Protection (Recoupment of Unemployment Benefit and Supplementary Benefit) (Amendment) Regulations 1980 and shall come into operation on 24th November 1980 immediately after the coming into operation of those provisions of the Social Security Act 1980(c) which amend the relevant provisions of the Supplementary Benefits Act 1976(d) on that date.

*Amendment of principal Regulations*

2. In Regulation 11 of the principal Regulations:—

- (a) in paragraph (2)(b) (determination relating to the amount of supplementary benefit), for the words “the Supplementary Benefits Commission” there shall be substituted the words “a benefit officer”;
- (b) after paragraph (2), there shall be inserted the following paragraph:—
  - “(2A) Notice of a determination under paragraph (2)(b) above shall be in writing and shall be served, by post or otherwise, on the employee and on the Secretary of State.”;

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(a) 1978 c. 44; section 132 was amended by the Social Security Act 1980 (c. 30).

(b) S.I. 1977/674.

(c) 1980 c. 30.

(d) 1976 c. 71; section 6(1)–(3) of, and Schedule 2 to, the Social Security Act 1980 are the relevant provisions.

- (c) in paragraph (4) (payment of excess amount to the employee), for the words "the Supplementary Benefits Commission" there shall be substituted the words "a benefit officer".

3. In Regulation 12(1) of the principal Regulations (review of determination relating to supplementary benefit), for the words "the Supplementary Benefits Commission" there shall be substituted the words "a benefit officer".

Signed by order of the Secretary of State.  
23rd October 1980.

*Patrick Mayhew,*  
Joint Parliamentary Under Secretary of State,  
Department of Employment.

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#### EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations, which come into operation on 24th November 1980, amend the Employment Protection (Recoupment of Unemployment Benefit and Supplementary Benefit) Regulations 1977 as follows:—

- (a) by substituting the words "a benefit officer" for the words "the Supplementary Benefits Commission" in Regulations 11 and 12; and
- (b) by inserting a new paragraph in Regulation 11 requiring a written notice of determination made pursuant to Regulation 11(2)(b) to be served on the employee and on the Secretary of State.

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