
 S T A T U T O R Y I N S T R U M E N T S

1980 No. 827

SOCIAL SECURITY

**The Social Security Benefit (Dependency) Amendment
(No. 2) Regulations 1980**

<i>Made - - - -</i>	16th June 1980
<i>Laid before Parliament</i>	23rd June 1980
<i>Coming into Operation</i>	14th July 1980

The Secretary of State for Social Services in exercise of the powers conferred upon him by section 47A of the Social Security Act 1975(a) and of all other powers enabling him in that behalf, hereby makes the following regulations which contain only regulations to make provision consequential on the passing of the Social Security Act 1980(b) and which accordingly, by virtue of section 11(1)(b) of that Act, are not subject to the requirements of section 139(1) of the Act of 1975 for prior reference to the National Insurance Advisory Committee:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Social Security Benefit (Dependency) Amendment (No. 2) Regulations 1980 and shall come into operation on 14th July 1980.

(2) In these regulations the expression “principal regulations” means the Social Security Benefit (Dependency) Regulations 1977(c).

Substitution of new regulation 13 of the principal regulations

2. For regulation 13 of the principal regulations (increase of unemployment benefit, sickness benefit and invalidity pension for persons over pensionable age) there shall be substituted the following regulation:—

“Increase of unemployment benefit, sickness benefit and invalidity pension for persons over pensionable age

13.—(1) In relation to any increase of unemployment benefit, sickness benefit or invalidity pension to which section 47A of the Act applies (rate of increase where beneficiary is over pensionable age and the associated retirement pension is attributable to reduced contributions), the amount of such increase shall be determined in accordance with the following provisions of this regulation.

(2) The amount of the said increase shall be the relevant percentage of the amount specified in column (3) of paragraph 1(b) or, as the case may be, paragraph 2 of Part IV of Schedule 4 to the Act (increases for adult dependants).

(a) 1975 c. 14; section 47A was inserted by paragraph 5 of Schedule 1 to the Social Security Act 1980 (c. 30).

(b) 1980 c. 30.

(c) S.I. 1977/343, to which there are amendments not relevant to these regulations.

(3) In this regulation the relevant percentage means the percentage specified in regulation 6(3) of the Social Security (Widow's Benefit and Retirement Pensions) Regulations 1979(a) (reduced rates of benefit where contribution record is deficient)."

Patrick Jenkin,
Secretary of State for Social Services.

16th June 1980.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations substitute new provisions for those of regulation 13 of the Social Security Benefit (Dependency) Regulations 1977. In relation to a beneficiary who is over pensionable age, who has not retired from regular employment, and whose contribution record is deficient, that regulation made provision for rates of increase of unemployment benefit, sickness benefit and invalidity pension in respect of his adult dependants and dependent children to be calculated by reference to the rate of increase of retirement pension to which he would have been entitled if he had so retired.

The new regulation 13 makes provision for rates of increase of those benefits and invalidity pension in the same circumstances in respect of adult dependants to be calculated by reference to the percentage prescribed in regulation 6(3) of the Social Security (Widow's Benefit and Retirement Pensions) Regulations 1979 (which makes similar prescription in relation to widow's benefit and retirement pensions).

These Regulations being consequential upon and made within six months of the passing of the Social Security Act 1980 are exempt from reference to the National Insurance Advisory Committee and so have not been submitted to that Committee.