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**STATUTORY INSTRUMENTS**

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**1984 No. 1697****SOCIAL SECURITY****The Social Security Benefit (Computation of Earnings) Amendment Regulations 1984**

*Made* - - - - - 29th October 1984  
*Laid before Parliament* 5th November 1984  
*Coming into Operation* 26th November 1984

The Secretary of State for Social Services, in exercise of the powers conferred on him by section 3(2) of, and Schedule 20 to, the Social Security Act 1975(a), by this instrument, which contains only provisions consequential on section 14 of the Health and Social Security Act 1984(b) before the expiry of the period of six months beginning with the commencement of that section, makes the following regulations:—

*Citation and commencement*

1. These regulations may be cited as the Social Security Benefit (Computation of Earnings) Amendment Regulations 1984 and shall come into operation on 26th November 1984.

*Amendment of the Social Security Benefit (Computation of Earnings) Regulations 1978*

2. In regulation 1(2) of the Social Security Benefit (Computation of Earnings) Regulations 1978(c) for the definition of “earnings” there shall be substituted the following definition—

“ “earnings” means earnings derived from a gainful employment and, for the purposes only of sections 41, 44 to 47, 64 and 66 of the Act, includes payments by way of occupational pension within the meaning of the Social Security (No. 2) Act 1980;”.

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(a) 1975 c. 14.  
(b) 1984 c. 48.  
(c) S.I. 1978/1698.

Signed by authority of the Secretary of State for Social Services.

*Tony Newton,*  
Minister of State,  
Department of Health and Social Security.

29th October 1984.

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#### EXPLANATORY NOTE

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

These regulations amend the Social Security Benefit (Computation of Earnings) Regulations 1978. They are consequential on section 14 of the Health and Social Security Act 1984 and are made within six months of the commencement of that section, that is 26th November 1984. Accordingly they are, by virtue of section 22(1)(e) of that Act, exempt from the requirement of section 10(1) of the Social Security Act 1980 (c.30) to refer proposals to the Social Security Advisory Committee and are made without reference to that Committee.

The regulations extend the definition of "earnings" in regulation 1(2) of the 1978 regulations so as to include for the purposes only of sections 41, 44 to 47, 64 and 66 of the Social Security Act 1975, payments by way of occupational pension within the meaning of the Social Security (No. 2) Act 1980 (c.39).

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