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STATUTORY INSTRUMENTS

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**1990 No. 102 (c.3)**

**SOCIAL SECURITY**

**The Social Security Act 1989  
(Commencement No. 3) Order 1990**

*Made - - - - 17th January 1990*

The Secretary of State for Social Security, in exercise of powers conferred upon him by section 33(2) of the Social Security Act 1989(1) and of all other powers enabling him in that behalf, hereby makes the following Order:

**Citation and interpretation**

1.—(1) This Order may be cited as the Social Security Act 1989 (Commencement No. 3) Order 1990.

(2) In this Order, unless the context otherwise requires, references to sections and Schedules are references to sections of and Schedules to the Social Security Act 1989.

**Appointed days**

2. The day appointed for the coming into force of—

- (a) section 22(3) and Schedule 4, paragraph 1, together with section 22(7) so far as it relates to it (definitions), is 18th January 1990;
- (b) the provisions of the Act specified in Schedule 1 to this Order, for the purpose only of authorising the making of regulations which are expressed to come into force on or after 2nd April 1990, is 18 January 1990;
- (c) Schedule 3, paragraphs 3(1), 8, 10 and 11(2) (adjudication), for the purpose only of authorising the making of regulations which are expressed to come into force on 6th April 1990, is 1st February 1990;
- (d) the provisions of—
  - (i) section 22(4) (definitions)
  - (ii) section 25(1), (2) and (3), for the purpose only of authorising the making of regulations which are expressed to come into force on 1st January 1991, and
  - (iii) Schedule 3, paragraph 16 (Parliamentary control of regulations),

- is 1st March 1990;
- (e) Schedule 4 paragraph 13 (information) in so far as not already in force and section 22(7) (recovery of sums equivalent to benefit from compensation payments in respect of accidents, injuries or diseases) in so far as it relates to it, is 2nd April 1990;
  - (f) the provisions of the Act specified in Schedule 2 to this Order in so far as they are not already in force is 6th April 1990;
  - (g) Schedule 4, paragraphs 3, 14, 15(1)(a) and (b), 16 and 17(4)(b) (certificates of total benefit) and section 22(7) in so far as it relates to them, is 9th July 1990;
  - (h) section 22 (recoupment) and Schedule 4, in so far as they are not already in force, is 3rd September 1990;
  - (i) section 25 (war pensions committees), in so far as it is not already in force, is 1st January 1991.

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

17th January 1990

*Henley*  
Parliamentary Under-Secretary of State,  
Department of Social Security

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SCHEDULE 1

Article 2(b)

PROVISIONS COMING INTO FORCE ON 18th JANUARY 1990

Provisions of the Social Security Act 1989	Subject Matter
Section 22(4) and (5)	Exempt payment for the purposes of section 22
Schedule 4, Paragraphs 1(2), 4, 11, 13, 17(4) and (10) and 21(2) and section 22 so far as it relates to them	Recovery from damages etc. of sums equivalent to benefit

SCHEDULE 2

Article 2(f)

PROVISIONS COMING INTO FORCE ON 6th APRIL 1990

Provisions of the Social Security Act 1989	Subject Matter
Schedule 3 in the respects specified below and section 21 so far as it relates to them— paragraphs 2, 3, 4, 5, 6, 7, 8, 9, 10, 11(1), (2) and (3), 14, 15, 16, 17, 18 and 19.	Matters relating to adjudication
Schedule 7, paragraph 17, and section 26 so far as it relates to it.	Pre-consolidation amendment relating to the constitution of Medical Appeal Tribunals
The following repeals in Schedule 9 and section 31(2) so far as it relates to them— the provisions of the Social Security Act 1975(2) specified below— (i) in section 100(3), the words from “without leave” onwards; (ii) section 101(6) and (7); (iii) in section 112, subsection (4), and, in subsection (5), the words “or reference” and the words from “and the medical” onwards;	Adjudication (iv) in Schedule 10, paragraphs 1(7) and 2(2); (v) in Schedule 11, paragraph 4; (vi) in Schedule 13, paragraphs 8 and 9; (vii) in Schedule 20, the definition of “local office” .

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order provides for the coming into force of

- provisions in section 22 of and Schedule 4 to the Social Security Act 1989 (“the 1989 Act”) (recovery of sums equivalent to benefit from compensation payments in respect of accidents,

(2) 1975 c. 14.

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injuries and diseases) in so far as relevant for the purpose of authorising the making of regulations, on 18th January 1990, and for other purposes on 2nd April, 9th July and 3rd September 1990;

- provisions in section 25(1), (2) and (3) (establishment and functions of war pensions committees) in so far as relevant for the purposes of authorising the making of regulations, and section 22(4) on 1st March 1990, and for all other purposes on 1st January 1991.
- provisions in Schedule 3 and associated repeals in Schedule 9 which relate to adjudication, and in Schedule 7, paragraph 17, which is a pre-consolidation amendment relating to the constitution of Medical Appeal Tribunals, in so far as relevant for the purpose of authorising the making of regulations, is 1st February 1990, and for other purposes is 6th April 1990.

### NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions have been brought into force by the combined effect of the Social Security Act 1989 (Commencement No. 1) Order 1989 ([S.I. 1989/1238](#)), and the Social Security Act 1989 (Commencement No. 2) Order 1989 ([S.I. 1989/1262](#)) both made before the date of this Order.

Provision	Date of Commencement
s.1	5.10.1989
s.5	9.10.1989
s.7 and Schedule 1 (partially)	1.10.1989
s.8	9.10.1989
ss.9 to 13 for limited purposes	21.7.1989
—for further purposes	9.10.1989
s.21 and Schedule 3 (partially)	1.10.1989
s.24 and Schedule 6 (partially)	1.10.1989
s.26 and Schedule 7 (partially)	1.10.1989
s.31(1) and Schedule 8 (partially)	21.7.1989
s.31(1) and Schedule 8 (partially)	1.10.1989
s.31(1) and Schedule 8 (partially)	9.10.1989
s.31(2) and Schedule 9 (partially)	1.10.1989
s.31(2) and Schedule 9 (partially)	5.10.1989
s.31(2) and Schedule 9 (partially)	9.10.1989