

STATUTORY INSTRUMENTS

**2001 No. 769**

**The Social Security (Crediting and Treatment of Contributions, and National Insurance Numbers) Regulations 2001**

**[<sup>F1</sup>Treatment for the purpose of any contributory benefit of contributions paid under certain provisions relating to the payment and collection of contributions]**

7.—[<sup>F2</sup>(1) Subject to the provisions of paragraph (2), for the purpose of entitlement to any contributory benefit except a contribution-based jobseeker’s allowance or a contributory employment and support allowance, where—

- (a) a person pays a Class 2 contribution under [<sup>F3</sup>section 11] of the Act, or a Class 3 contribution in accordance with regulation 89, 89A, 90 or 148C of the Contributions Regulations (provisions relating to the method of, and time for, payment of Class 2 and Class 3 contributions etc.); and
- (b) the due date for payment of that contribution [<sup>F4</sup>or (in the case of a contribution treated as paid as a result of section 11(5B) of the Act) the first day on which the contribution would otherwise be treated as having been paid.] is a date after the relevant day,

that contribution is treated as paid by the relevant day.]

(2) Where, in respect of any part of a late notification period, a person pays a Class 2 contribution which he is <sup>F5</sup>...[<sup>F6</sup>entitled] to pay, that contribution shall be treated as paid after the due date, whether or not it was paid by the due date.

(3) For the purposes of this regulation—

- (a) “late notification period” means the period beginning with the day a person <sup>F7</sup>... [<sup>F8</sup>entitled] to pay a Class 2 contribution was first required to notify the Inland Revenue in accordance with the provisions of regulation [<sup>F9</sup>87, 87A or 87AA] of the Contributions Regulations <sup>M1</sup> (notification of commencement or cessation of payment of Class 2 or Class 3 contributions) and ending on the [<sup>F10</sup>day on] which he gives that notification;
- (b) “relevant day” means the first day in respect of which a person would have been entitled to receive the contributory benefit in question if any contribution condition relevant to that benefit had already been satisfied;

<sup>F11</sup>(c) .....

**Textual Amendments**

- F1** Words in reg. 7 substituted (1.1.2017) by The Social Security (Credits, and Crediting and Treatment of Contributions) (Consequential and Miscellaneous Amendments) Regulations 2016 (S.I. 2016/1145), regs. 1, **5(4)(a)**
- F2** Reg. 7(1) substituted (1.1.2017) by The Social Security (Credits, and Crediting and Treatment of Contributions) (Consequential and Miscellaneous Amendments) Regulations 2016 (S.I. 2016/1145), regs. 1, **5(4)(b)**

**Changes to legislation:** There are currently no known outstanding effects for the The Social Security (Crediting and Treatment of Contributions, and National Insurance Numbers) Regulations 2001, Section 7. (See end of Document for details)

- F3** Words in reg. 7(1)(a) substituted (6.4.2024) by The Social Security (Class 2 National Insurance Contributions) (Consequential Amendments and Savings) Regulations 2024 (S.I. 2024/377), regs. 1(1), **8(9)(b)(i)** (with reg. 1(4))
- F4** Words in reg. 7(1)(b) inserted (14.12.2022 with effect from 6.4.2022) by The Social Security (Class 2 National Insurance Contributions Increase of Threshold) Regulations 2022 (S.I. 2022/1329), regs. 1, **8(3)**
- F5** Words in reg. 7(2) omitted (6.4.2024) by virtue of The Social Security (Class 2 National Insurance Contributions) (Consequential Amendments and Savings) Regulations 2024 (S.I. 2024/377), regs. 1(1), **8(9)(b)(ii)** (with reg. 1(4))
- F6** Words in reg. 7(2) inserted (1.1.2017) by The Social Security (Credits, and Crediting and Treatment of Contributions) (Consequential and Miscellaneous Amendments) Regulations 2016 (S.I. 2016/1145), regs. 1, **5(4)(c)**
- F7** Words in reg. 7(3)(a) omitted (6.4.2024) by virtue of The Social Security (Class 2 National Insurance Contributions) (Consequential Amendments and Savings) Regulations 2024 (S.I. 2024/377), regs. 1(1), **8(9)(b)(iii)** (with reg. 1(4))
- F8** Words in reg. 7(3)(a) inserted (1.1.2017) by The Social Security (Credits, and Crediting and Treatment of Contributions) (Consequential and Miscellaneous Amendments) Regulations 2016 (S.I. 2016/1145), regs. 1, **5(4)(d)(i)**
- F9** Words in reg. 7(3)(a) substituted (1.1.2017) by The Social Security (Credits, and Crediting and Treatment of Contributions) (Consequential and Miscellaneous Amendments) Regulations 2016 (S.I. 2016/1145), regs. 1, **5(4)(d)(ii)**
- F10** Words in reg. 7(3)(a) substituted (1.1.2017) by The Social Security (Credits, and Crediting and Treatment of Contributions) (Consequential and Miscellaneous Amendments) Regulations 2016 (S.I. 2016/1145), regs. 1, **5(4)(d)(iii)**
- F11** Reg. 7(3)(c) omitted (1.1.2017) by virtue of The Social Security (Credits, and Crediting and Treatment of Contributions) (Consequential and Miscellaneous Amendments) Regulations 2016 (S.I. 2016/1145), regs. 1, **5(4)(e)**

#### Marginal Citations

- M1** Regulation 53A was inserted by regulation 4 of S.I. 1993/260 and amended by regulation 8 of S.I. 2000/2343 and regulation 2 of S.I. 2001/45.

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Crediting and Treatment of Contributions, and National Insurance Numbers) Regulations 2001, Section 7.