
STATUTORY INSTRUMENTS

2001 No. 769

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

Application for allocation of national insurance number

9.—(1) Subject to the provisions of [^{F1}paragraphs (2) and (2A)] below, every person, who is over the age of 16 and satisfies the conditions specified in regulation 87 or 119 of the Contributions Regulations ^{M1} (conditions of domicile or residence and conditions as to residence or presence in Great Britain respectively), shall, unless he has already been allocated a national insurance number under the Act, the Social Security Act 1975 ^{M2} or the National Insurance Act 1965 ^{M3}, apply either to the Secretary of State or to the Inland Revenue for the allocation of a national insurance number and shall make such application at such time and in such manner as the Secretary of State shall direct.

[^{F2}(1A) An application under paragraph (1) shall be accompanied by a document of a description specified [^{F3}in Schedule 1].]

(2) As respects any person who is neither an employed earner nor a self-employed earner the provisions of paragraph (1) above shall not apply unless and until that person wishes to pay a Class 3 contribution.

[^{F4}(2A) The provisions of paragraph (1) shall not apply to a person in respect of whom the Secretary of State or the Commissioners for Her Majesty's Revenue and Customs are notified that a biometric immigration document is to be issued pursuant to regulation 13 [^{F5}or 13A] of the Immigration (Biometric Registration) Regulations 2008.]

(3) The Secretary of State may authorise arrangements for the allocation of a national insurance number to any person during the 12 months before that person reaches the age of 16, and in particular may direct that a person who will attain the age of 16 within 12 months after such direction shall apply for the allocation of a national insurance number before attaining the age of 16, and any such person shall accordingly comply with such direction.

[^{F6}(4) Where a person—

- (a) qualifies for a loan made in accordance with regulations made under section 22 of the Teaching and Higher Education Act 1998 (new arrangements for giving financial support to students) or sections 73 to 74(1) of the Education (Scotland) Act 1980 in connection with an academic year beginning on or after 1st September 2007; and
- (b) has been required as a condition of entitlement to payment of the loan to provide his national insurance number,

he shall, unless he has already been allocated a national insurance number, apply to the Secretary of State or the Commissioners for Her Majesty's Revenue and Customs for one to be allocated to him, and the Secretary of State or, as the case may be, the Commissioners may direct how the application is to be made.]

Textual Amendments

- F1** Words in reg. 9(1) substituted (23.2.2015) by [The Social Security \(Miscellaneous Amendments\) Regulations 2015 \(S.I. 2015/67\)](#), regs. 1, **5(a)**
- F2** Reg. 9(1A) inserted (11.12.2006) by [Social Security \(National Insurance Numbers\) Amendment Regulations 2006 \(S.I. 2006/2897\)](#), regs. 1, **2(a)**
- F3** Words in reg. 9(1A) substituted (29.2.2008) by [Social Security \(National Insurance Numbers\) Amendment Regulations 2008 \(S.I. 2008/223\)](#), regs. 1, **2(2)**
- F4** Reg. 9(2A) inserted (23.2.2015) by [The Social Security \(Miscellaneous Amendments\) Regulations 2015 \(S.I. 2015/67\)](#), regs. 1, **5(b)**
- F5** Words in reg. 9(2A) inserted (30.11.2015) by [The Social Security \(Crediting and Treatment of Contributions, and National Insurance Numbers\) \(Amendment\) Regulations 2015 \(S.I. 2015/1828\)](#), regs. 1, **2**
- F6** Reg. 9(4) added (1.3.2007) by [Social Security \(National Insurance Numbers\) Amendment Regulations 2006 \(S.I. 2006/2897\)](#), regs. 1, **2(b)**

Modifications etc. (not altering text)

- C1** Reg. 9 applied (12.8.2002) by [Tax Credits \(Claims and Notifications\) Regulations 2002 \(S.I. 2002/2014\)](#), regs. 1(1), **5(5)**
- C2** Reg. 9 applied (1.1.2003) by [Tax Credits \(Administrative Arrangements\) Regulations 2002 \(S.I. 2002/3036\)](#), regs. 1, **5(5)(a)**
- C3** Reg. 9 applied (7.4.2003) by [Child Benefit and Guardian's Allowance \(Administrative Arrangements\) Regulations 2003 \(S.I. 2003/494\)](#), regs. 1, **5(7)(a)**

Marginal Citations

- M1** Regulation 119 was amended by regulation 3 of [S.I. 1989/572](#), **regulation 8** of [S.I. 1992/97](#) and regulation 9 of [S.I. 1999/567](#).
- M2** 1975 c. 14.
- M3** 1965 c. 51.

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 9.