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STATUTORY INSTRUMENTS

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**1997 No. 1183 (N.I. 12)**

**NORTHERN IRELAND**

**The Social Security (Recovery of  
Benefits) (Northern Ireland) Order 1997**

*Made - - - - 8th April 1997*  
*Laid before Parliament 14th May 1997*  
*Coming into operation on days to be appointed*  
*under Article 1(2)*

**THE SOCIAL SECURITY (RECOVERY OF  
BENEFITS) (NORTHERN IRELAND) ORDER 1997**

1. Title and commencement
2. Interpretation

*Introductory*

3. Cases in which this Order applies
4. Compensation payments to which this Order applies
5. “The relevant period”

*Certificates of recoverable benefits*

6. Applications for certificates of recoverable benefits
7. Information contained in certificates

*Liability of person paying compensation*

8. Liability to pay Department amount of benefits
9. Recovery of payments due under Article 8

*Reduction of compensation payment*

10. Reduction of compensation payment
11. Article 10: supplementary

*Reviews and appeals*

12. Review of certificates of recoverable benefits
13. Appeals against certificates of recoverable benefits

*Status: This is the original version (as it was originally made).*

14. Reference of questions to medical appeal tribunal
15. Appeal to Social Security Commissioner
16. Reviews and appeals: supplementary

*Courts*

17. Court orders
18. Payments into court
19. Benefits irrelevant to assessment of damages

*Reduction of compensation: complex cases*

20. Lump sum and periodical payments
21. Payments by more than one person

*Miscellaneous*

22. Amounts overpaid under Article 8
23. Compensation payments to be disregarded
24. Liability of insurers
25. Provision of information
26. Power to amend Schedule 2

*General*

27. The Crown
28. Regulations and orders
29. Financial arrangements
30. Power to make transitional, consequential etc. provisions
31. Consequential amendments and repeals  
Signature

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SCHEDULES

SCHEDULE 1 — COMPENSATION PAYMENTS

PART I — EXEMPTED PAYMENTS

1. Any small payment (defined in Part II of this Schedule)...
  2. Any payment made to or for the injured person under...
  3. Any payment made in the exercise of a discretion out...
  4. Any payment made out of property held for the purposes...
  5. Any payment made to the injured person by an insurance...
  6. Any redundancy payment falling to be taken into account in...
  7. So much of any payment as is referable to costs....
  8. Any prescribed payment.
- PART II — POWER TO DISREGARD SMALL PAYMENTS
9. (1) Regulations may make provision for compensation payments to be...

SCHEDULE 2 — CALCULATION OF COMPENSATION PAYMENT

SCHEDULE 3 — CONSEQUENTIAL AMENDMENTS

*The Law Reform (Miscellaneous Provisions) Act (Northern Ireland) 1948 (c. 23 (N.I.))*

1. In section 3 (measure of damages, etc.), subsections (1), (1...

*The Social Security Administration (Northern Ireland) Act 1992 (c. 8)*

2. Part IV is omitted.
3. (1) Section 104 (appointment and powers of inspectors) is amended...
4. In section 118(1) (regulations as to notification of deaths)—
5. In section 143 (general financial arrangements), subsections (1)(e) and (2) (d)...
6. In section 144(6) (destination of repayments), the words from “or...
7. In section 149(5) (the Social Security Advisory Committee) in the...
8. In section 156 (payment of travelling expenses by the Department),...
9. In section 165(g) (Department of Finance and Personnel approval to...
10. In section 166(2) (Assembly control of orders and regulations), in...
11. In section 167(1) (interpretation), the definitions of “compensation payment” and...

*The Deregulation and Contracting Out (Northern Ireland) Order 1996 (NI 11)*

12. At the end of Article 17(2) (social security: amendments following...

SCHEDULE 4 — REPEALS

Explanatory Note