

1975 No. 305

SOCIAL SECURITY

The Social Security (Graduated Retirement Benefit) (No. 2) Regulations
(Northern Ireland) 1975

Made 29th October 1975

Coming into operation 20th November 1975

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 35(7) of the National Insurance Act (Northern Ireland) 1966(a), as continued in force by regulation 2(2) of the Social Security (Graduated Retirement Benefit) Regulations (Northern Ireland) 1975(b), and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Social Security (Graduated Retirement Benefit) (No. 2) Regulations (Northern Ireland) 1975 and shall come into operation on 20th November 1975.

(2) Any reference in these regulations to any provisions made by or contained in any enactment or instrument shall, except in so far as the context otherwise requires, be construed as a reference to that provision as amended or extended by any enactment or instrument.

(3) The rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(c) shall apply in relation to this statutory rule as if this statutory rule were an Act of Parliament.

Amendment of regulation as to single payments of graduated retirement benefit

2. Regulation 2(3) of the National Insurance (Graduated Retirement Benefit and Consequential Provisions) Regulations (Northern Ireland) 1961(d), which has effect as set out in Schedule 2 to the Social Security (Graduated Retirement Benefit) Regulations (Northern Ireland) 1975, shall be amended by the insertion, after the words "Category C or D retirement pension", of the words "or a non-contributory invalidity pension", and shall accordingly have effect as set out in the Schedule to these regulations.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 29th October 1975.

(L.S.)

T. M. Lyness

Assistant Secretary

(a) 1966 c. 6 (N.I.)

(b) S.R. 1975 No. 96

(c) 1889 c. 63

(d) S.R. & O. (N.I.) 1961 No. 86 (p. 388)

SCHEDULE

Regulation 2

Regulation 2(3) of the National Insurance (Graduated Retirement Benefit and Consequential Provisions) Regulations (Northern Ireland) 1961 as amended by these regulations(e)

(3) The provisions of this regulation shall not apply to a person unless he does not satisfy the conditions for entitlement to a Category C or D retirement pension *or a non-contributory invalidity pension* and does not satisfy or partially satisfy the contribution conditions for a Category A or B retirement pension and also, in the case of a married woman, her husband is over pensionable age and does not satisfy (or, as the case may be, partially satisfy) any of those conditions.

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations make a further amendment to the National Insurance (Graduated Retirement Benefit and Consequential Provisions) Regulations (Northern Ireland) 1961, as continued in force by the Social Security (Graduated Retirement Benefit) Regulations (Northern Ireland) 1975, so that a single payment in satisfaction of a right to graduated retirement benefit may not be made in the case of a person who satisfies the conditions for entitlement to a non-contributory invalidity pension.

(e) The words added by these regulations are shown in italics