

## 1987 No. 299 (C. 11)

## SOCIAL SECURITY

**The Social Security (1986 Order) (Commencement No. 6)  
Order (Northern Ireland) 1987***Made**20th July 1987*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 1(3) of the Social Security (Northern Ireland) Order 1986(a), paragraph 2(1) of Schedule 1 to the Northern Ireland Act 1974(b) and of all other powers enabling it in that behalf, hereby makes the following order:

*Citation and interpretation*

1.—(1) This order may be cited as the Social Security (1986 Order) (Commencement No. 6) Order (Northern Ireland) 1987.

(2) In this order, unless the context otherwise requires, references to Articles and Schedules are references to Articles of, and Schedules to, the Social Security (Northern Ireland) Order 1986.

*Appointed Days*

2.—(1) The day appointed for the coming into operation of paragraph 75 of Schedule 9 (attachment of earnings) and Article 83(1) so far as it relates to it, is 21st July 1987.

(2) The day appointed for the coming into operation of paragraphs 8, 9 and 10 of Schedule 3 (abolition of industrial death benefit) and Article 40 so far as it relates to those paragraphs, is 10th April 1988.

(3) The day appointed for the coming into operation of the provisions of the Social Security (Northern Ireland) Order 1986 which are specified in the Schedule to this order, is 11th April 1988.

Sealed with the Official Seal of the Department of Health and Social Services on 20th July 1987.

(L.S.)

*C. Davie*

Assistant Secretary

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(a) S.I. 1986/1888 (N.I. 18)

(b) 1974 c. 28

**Provision of the Social Security (Northern Ireland) Order 1986 for which  
11th April 1988 is appointed as the day of coming into operation**

<i>Provision of the Social Security (Northern Ireland) Order 1986</i>	<i>Subject Matter</i>
Article 37	Widowhood
Article 52 for all purposes for which it is not already in operation	Claims and payments
Article 66(1) to (3)	Reciprocal arrangements
Article 67 and Schedule 6	Pensioners' Christmas bonus
Article 78	Travelling expenses
Schedule 3, paragraph 1 so far as it relates to paragraphs 11 and 12, paragraphs 11 and 12, and Article 40 so far as it relates to the above paragraphs	Industrial death benefit
Schedule 9 in the respects specified below and Article 83(1) so far as it relates to them—	Minor and consequential amendments
paragraphs 39 to 42, 43 in so far as it is not already in operation, 44 and 45 paragraphs 55 and 61	(benefits under the Social Security (Northern Ireland) Act 1975) (common provisions)
paragraph 76(b) except in so far as it substitutes words for the reference in Article 6(5) of the Forfeiture (Northern Ireland) Order 1982(a) to the Family Income Supplements Act (Northern Ireland) 1971(b) and Part II of the Supplementary Benefits (Northern Ireland) Order 1977(c)	(forfeiture)
The following repeals in Schedule 10 and Article 83(2) so far as it relates to them—	Repeals
The provisions of the Social Security (Northern Ireland) Act 1975(d) specified below—	
(i) in section 12, in subsection (1), paragraph (h), and in subsection (2), the words "and widow's allowance"	(death grant and widow's allowance)
(ii) in section 13, in subsection (1), the entry relating to widow's allowance and subsection (5)(a)	(widow's allowance and earnings factors)

(a) S.I. 1982/1082 (N.I. 14)

(b) 1971 c. 8 (N.I.)

(c) S.I. 1977/2156 (N.I. 27)

(d) 1975 c. 15

<i>Provision of the Social Security (Northern Ireland) Order 1986</i>	<i>Subject Matter</i>
(iii) in section 25(3), the words "and for which she is not entitled to a widow's allowance"	(widow's allowance)
(iv) in section 26(3), the words "a widow's allowance or"	
(v) section 41(2)(e) and (2C)	(child dependants)
(vi) section 50(2)	(industrial injuries benefit)
(vii) sections 67, 68 and 70 to 75	(industrial death benefit)
(viii) sections 79 to 81	(claims and payments)
(ix) in section 82, subsections (3) and (4) and subsection (6)(a)	
(x) in section 84, subsection (3)	(persons maintaining dependants)
(xi) in section 88(a), the words from "or", in the first place where it occurs, to "prescribed", in the third place where it occurs	(industrial injuries benefit)
(xii) in section 90, in subsection (2)(a), the words from "(including" to the end and in subsection (3), the references to sections 79 and 81	(industrial death benefit and claims and payments)
(xiii) in section 101(3)(c), the words "or, in relation to industrial death benefit, the deceased"	(industrial death benefit)
(xiv) in section 155(5) the words " , other than section 86(1) to (4) ,"	(overpayments)
(xv) in Schedule 3, in Part II, in paragraph 8(2), in head (a), the words "other than widow's allowance" and in paragraphs 9 and 10, the words "(other than a widow's allowance)"	(widow's allowance)
(xvi) in Schedule 4, in Part I, paragraph 5, in Part IV, paragraph 4 and in Part V, paragraphs 6, 13 and 15	(widow's allowance and industrial injuries benefit)
(xvii) Schedule 9	(industrial death benefit)
(xviii) in Schedule 17, the definitions of "The deceased" and "Industrial death benefit", in the definition of "Relative", the reference to	(interpretation)

<i>Provision of the Social Security (Northern Ireland) Order 1986</i>	<i>Subject Matter</i>
sections 66(8) and 72(6), in the definition of "Short-term benefit" the words "and widow's allowance"	
The Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975(a), in section 4(3), in paragraph (c) the words from "or any regulations" to "benefit"	(claims and payments)
The Social Security (Consequential Provisions) Act 1975(b), in Schedule 3, in paragraph 31, the reference to paragraph 18	(industrial death benefit)
The Social Security Pensions (Northern Ireland) Order 1975(c), Article 58J(4) and in Schedule 5, paragraph 43	(occupational pension scheme and widow's allowance)
The Child Benefit (Northern Ireland) Order 1975(d), Article 8(2), (4) and (5), Article 10 in so far as it is not already in operation, in Article 17(1), the words "relating to child benefit", and in Schedule 4, paragraphs 25, 27 and 28	(child benefit claims and payments)
The Social Security (Miscellaneous Provisions) (Northern Ireland) Order 1977(e), Articles 8, 13(2) and in Article 18, in paragraph (2), the reference to section 24(2) of the principal Act, and paragraph (4)	(industrial death benefit)
The Pneumoconiosis, etc., (Workers' Compensation) (Northern Ireland) Order 1979(f), in Article 2(2), the definition of "death benefit"	(industrial death benefit)
The Social Security (Northern Ireland) Order 1980(g), Article 5(3) and (4) and in Schedule 3, paragraph 11	(claims and payments and pensioners' Christmas bonus)
The Social Security (No. 2) (Northern Ireland) Order 1980(h), in Article 4(2), the words "and no earnings-related addition to a widow's allowance"	(widow's allowance)
The Social Security (Northern Ireland) Order 1982(i), Article 35(1)(f) and in Schedule 4, paragraph 10	(pensioners' Christmas bonus and invalidity pension)

(a) 1975 c. 17

(b) 1975 c. 18

(c) S.I. 1975/1503 (N.I. 15)

(d) S.I. 1975/1504 (N.I. 16)

(e) S.I. 1977/610 (N.I. 11)

(f) S.I. 1979/925 (N.I. 9)

(g) S.I. 1980/870 (N.I. 8)

(h) S.I. 1980/1087 (N.I. 13)

(i) S.I. 1982/1084 (N.I. 16)

<i>Provision of the Social Security (Northern Ireland) Order 1986</i>	<i>Subject Matter</i>
Health and Social Security (Northern Ireland) Order 1984(a), in Article 1(3), "16", Article 16, in Schedule 2, in paragraph 2 the entry relating to section 79 and paragraph 12, and in Schedule 3, paragraphs 4 and 5	(regulations and miscellaneous other subjects)
The Social Security (Northern Ireland) Order 1985(b), Article 23(7)(e), and in Schedule 5, paragraph 1(a)	(regulations and earnings factors)

(a) S.I. 1984/1158 (N.I. 8)

(b) S.I. 1985/1209 (N.I. 16)

### EXPLANATORY NOTE

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

This order brings into operation further provisions of the Social Security (Northern Ireland) Order 1986.

Article 2(1) of this order brings into operation on 21st July 1987 paragraph 75 of Schedule 9 (attachment of earnings).

Article 2(2) brings into operation on 10th April 1988 paragraphs 8, 9 and 10 of Schedule 3 (abolition of industrial death benefit).

Article 2(3) brings into operation on 11th April 1988 the provisions specified in the Schedule to this order relating to:

Article 37 (widowhood)

Article 52 (claims and payments)

Article 66(1) to (3) (reciprocal arrangements)

Article 67 and Schedule 6 (pensioners' Christmas bonus)

Article 78 (travelling expenses)

Schedule 3, paragraphs 11 and 12 (industrial injuries and death) and consequential amendments and repeals.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Social Security (Northern Ireland) Order 1986 have been brought into operation by commencement order made before the date of this order.

PROVISION	DATE OF COMMENCEMENT	S.R. NUMBER
Art. 3	4. 1.88	1987 No. 161 (C. 6)
Art. 4, Sch. 1	1. 5.87	"
Art. 5	4. 1.88	"
Art. 6	4. 1.88	"
Art. 7	4. 1.88	"
Art. 8, Sch. 2	6. 4.88	"
Art. 9	6. 4.88	"
Art. 10	1.12.86	1986 No. 339 (C. 6)
Art. 11	6. 4.88	1987 No. 161 (C. 6)
Art. 12	6. 4.88	"
Art. 13	6. 4.87	1986 No. 339 (C. 6)
Art. 14 (in certain respects)	4. 1.88	1987 No. 161 (C. 6)
Art. 14 (in all other respects)	6. 4.88	"
Art. 15	1. 5.87	"
Art. 16	1. 5.87	"
Art. 17 (in certain respects)	4. 1.88	"
Art. 17 (in all other respects)	6. 4.88	"
Art. 18	1. 5.87	"
Art. 19(1)	6. 4.87	1987 No. 121 (C. 4)
Art. 19(2) to (6)	6. 4.88	1987 No. 161 (C. 6)
Art. 20	6. 4.88	"
Art. 28 (partially)	6. 4.87	1987 No. 21 (C. 3)
Art. 33 (partially)	6. 4.87	"
Art. 39 (partially)	6. 4.87	"
Art. 40, Sch. 3 (partially)	19.11.86	1986 No. 339 (C. 6)
Art. 40, Sch. 3 (partially)	6. 4.87	1987 No. 121 (C. 4)
Arts. 41 and 42	6. 4.87	1987 No. 21 (C. 3)
Art. 43 (with saving)	23.11.86	1986 No. 339 (C. 6)
Arts. 44 and 45	23.11.86	"
Art. 47 (partially)	15. 3.87	1987 No. 21 (C. 3)
Art. 47 (partially)	6. 4.87	"
Arts. 48 and 49	6. 4.87	"
Art. 50, Sch. 4 (partially)	15. 3.87	"
Art. 50, Sch. 4 (partially)	6. 4.87	"
Art. 51	6. 4.87	"
Art. 52 (partially)	19.11.86	1986 No. 339 (C. 6)
Art. 52 (partially)	6. 4.87	1987 No. 21 (C. 3)
Art. 53, Sch. 5 (with saving)	6. 4.87	1987 No. 20 (C. 2)
Arts. 54 to 61	6. 4.87	1987 No. 21 (C. 3)
Art. 63	19.11.86	1986 No. 339 (C. 6)
Art. 68 (partially)	19.11.86	"

PROVISION	DATE OF COMMENCEMENT	S.R. NUMBER
Art. 68 (partially)	6. 4.87	1987 No. 21 (C. 3)
Arts. 69 and 70	6. 4.87	„
Art. 72 (partially)	19.11.86	1986 No. 339 (C. 6)
Art. 74, Sch. 7 (partially)	6. 4.87	1987 No. 21 (C. 3)
Art. 76, Sch. 8	6. 4.87	„
Art. 79 (partially)	6. 4.87	„
Art. 79 (partially)	1. 5.87	1987 No. 161 (C. 6)
Art. 80 (partially)	6. 4.87	1987 No. 21 (C. 3)
Art. 80 (partially)	1. 5.87	1987 No. 161 (C. 6)
Art. 83(1), Sch. 9 (partially)	19.11.86	1986 No. 339 (C. 6)
Art. 83(1), Sch. 9 (partially)	1.12.86	„
Art. 83(1), Sch. 9 (partially)	6. 4.87	„
Art. 83(1), Sch. 9 (partially)	6. 4.87	1987 No. 21 (C. 3)
Art. 83(1), Sch. 9 (partially with saving)	6. 4.87	1987 No. 121 (C. 4)
Art. 83(1), Sch. 9 (partially)	1. 5.87	1987 No. 161 (C. 6)
Art. 83(1), Sch. 9 (partially)	4. 1.88	„
Art. 83(1), Sch. 9 (partially)	6. 4.88	„
Art. 83(2), Sch. 10 (partially)	19.11.86	1986 No. 339 (C. 6)
Art. 83(2), Sch. 10 (partially)	23.11.86	„
Art. 83(2), Sch. 10 (partially)	1.12.86	„
Art. 83(2), Sch. 10 (partially with saving)	6. 4.87	1987 No. 21 (C. 3)
Art. 83(2), Sch. 10 (partially with saving)	7. 4.87	„
Art. 83(2), Sch. 10 (partially with saving)	6. 4.87	1987 No. 121 (C. 4)
Art. 83(2), Sch. 10 (partially)	4. 1.88	1987 No. 161 (C. 6)
Art. 83(2), Sch. 10 (partially)	6. 4.88	„