

1990 No. 42

**STATUTORY MATERNITY PAY AND
STATUTORY SICK PAY****The Statutory Maternity Pay (Compensation of Employers) and
Statutory Sick Pay (Additional Compensation of Employers)
(Amendment) Regulations (Northern Ireland) 1990**

Made 12th February 1990

Coming into operation 6th April 1990

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 11(1A)(a) of the Social Security (Northern Ireland) Order 1982(a) and paragraph 1(c) of Schedule 4 to the Social Security (Northern Ireland) Order 1986(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 Statutory Maternity Pay (Compensation of Employers) and Statutory Sick Pay (Additional Compensation of Employers) (Amendment) Regulations (Northern Ireland) 1990 and shall come into operation on 6th April 1990.

(2) In these regulations—

“the Statutory Maternity Pay Regulations” means the Statutory Maternity Pay (Compensation of Employers) Regulations (Northern Ireland) 1987(c);

“the Statutory Sick Pay Regulations” means the Statutory Sick Pay (Additional Compensation of Employers and Consequential Amendments) Regulations (Northern Ireland) 1985(d).

Amendment of the Statutory Maternity Pay Regulations

2. In regulation 3 of the Statutory Maternity Pay Regulations (determination of the amount an employer shall be entitled to)—

(a) for “6th April 1989” there shall be substituted “6th April 1990”;

and

(b) for “7.5 per cent.” there shall be substituted “7 per cent.”.

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- (a) S.I. 1982/1084 (N.I. 16); Article 11(1A)(a) was inserted by Article 19(1)(a) of the Social Security (Northern Ireland) Order 1985 (S.I. 1985/1209 (N.I. 16)) and amended by Article 68(2) of the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))
- (b) S.I. 1986/1888 (N.I. 18)
- (c) S.R. 1987 No. 80; as amended by S.R. 1988 No. 95 and S.R. 1989 No. 53
- (d) S.R. 1985 No. 257; the relevant amending regulations are S.R. 1987 No. 79, S.R. 1988 No. 96 and S.R. 1989 No. 53

Amendment of the Statutory Sick Pay Regulations

3. In regulation 3 of the Statutory Sick Pay Regulations (determination of amount)—

- (a) for “6th April 1989” there shall be substituted “6th April 1990”;
- and
- (b) for “7.5 per cent.” there shall be substituted “7 per cent.”.

Revocations

4. The Statutory Maternity Pay (Compensation of Employers) and Statutory Sick Pay (Additional Compensation of Employers) (Amendment) Regulations (Northern Ireland) 1989(a) are hereby revoked.

Sealed with the Official Seal of the Department of Health and Social Services on 12th February 1990.

(L.S.)

A. N. Burns

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations further amend the Statutory Maternity Pay (Compensation of Employers) Regulations (Northern Ireland) 1987 (“the Statutory Maternity Pay Regulations”) and the Statutory Sick Pay (Additional Compensation of Employers and Consequential Amendments) Regulations (Northern Ireland) 1985 (“the Statutory Sick Pay Regulations”). They correspond to provision contained in regulations made by the Secretary of State for Social Security in relation to Great Britain and accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980 (c. 30), are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee.

Regulation 3 of the Statutory Maternity Pay Regulations provides that an employer who has made a payment of statutory maternity pay shall be entitled to compensation equal to a percentage of the payment (7·5 per cent. in the tax year commencing 6th April 1989 or in any subsequent tax year). Regulation 2 of these regulations reduces the rate of compensation to 7 per cent. in respect of payments of statutory maternity pay made in the tax year commencing 6th April 1990 or in any subsequent tax year.

Regulation 3 of the Statutory Sick Pay Regulations provides that an employer who has made a payment of statutory sick pay shall be entitled to additional compensation equal to a percentage of the payment (7·5 per cent. in the tax year commencing 6th April 1989 or in any subsequent tax year). Regulation 3 of these regulations reduces the rate of additional compensation to 7 per cent. in respect of payments of statutory sick pay made in the tax year commencing 6th April 1990 or in any subsequent tax year.

Regulation 4 contains a consequential revocation.