

1992 No. 330

SOCIAL SECURITY

**The Social Security Benefit (Persons Abroad)
(Amendment) Regulations (Northern Ireland) 1992**

Made 24th July 1992

Coming into operation 5th August 1992

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 113(1) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(a) 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 Benefit (Persons Abroad) (Amendment) Regulations (Northern Ireland) 1992 and shall come into operation on 5th August 1992.

(2) In these regulations “the principal regulations” means the Social Security Benefit (Persons Abroad) Regulations (Northern Ireland) 1978(b).

Amendment of regulation 4 of the principal regulations

2. In regulation 4(1) of the principal regulations (modification of the Act in relation to widow’s benefit, child’s special allowance, guardian’s allowance and retirement pension) for “or a retirement pension of any category” there shall be substituted “, a retirement pension of any category or graduated retirement benefit”.

Amendment of regulation 5 of the principal regulations

3. In regulation 5(3)(c) of the principal regulations (application of disqualification in respect of up-rating of benefit)—

- (a) after “additional retirement pension of any category” there shall be inserted “or any additional graduated retirement benefit”; and
- (b) after “to a retirement pension” there shall be inserted “or to graduated retirement benefit”.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 24th July 1992.

(L.S.)

C. Davie

Assistant Secretary

(a) 1992 c. 7. See section 35 of the National Insurance Act (Northern Ireland) 1966 (c. 6 (N.I.)) as continued in force by S.R. 1978 No. 105 and which is to be construed in accordance with subsection (9) of that section

(b) S.R. 1978 No. 114; relevant amending regulations are S.R. 1989 No. 373

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Social Security Benefit (Persons Abroad) Regulations (Northern Ireland) 1978 by providing that a person will not be disqualified for receiving graduated retirement benefit during periods of absence from Northern Ireland (regulation 2). The regulations further provide that a person who is not ordinarily resident in Northern Ireland will be disqualified for receiving increases in graduated retirement benefit during periods of absence from Northern Ireland where those increases are a consequence of an order made under Article 64 of the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18)) or section 132 of the Social Security Administration (Northern Ireland) Act 1992 (c. 8) (annual up-rating of benefits) (regulation 3).

These regulations make in relation to Northern Ireland only provision corresponding 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 149(3) of, and paragraph 10 of Schedule 5 to, the Social Security Administration (Northern Ireland) Act 1992, are not subject to the requirement of section 149(2) of that Act for prior reference to the Social Security Advisory Committee.

1992 No. 331**Road Races (Serse Hill Climb) Order
(Northern Ireland) 1992**

This Order, being of a temporary character, is not printed at length in this volume.