
STATUTORY RULES OF NORTHERN IRELAND

1997 No. 112

SOCIAL SECURITY

**The Social Security (Incapacity for Work) (General)
(Amendment) Regulations (Northern Ireland) 1997**

Made - - - - *3rd March 1997*

Coming into operation *7th April 1997*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 167D and 171(3) and (4) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(1) 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 (Incapacity for Work) (General) (Amendment) Regulations (Northern Ireland) 1997 and shall come into operation on 7th April 1997.

(2) The Interpretation Act (Northern Ireland) 1954(2) shall apply to these Regulations as it applies to a Measure of the Assembly.

Amendment of the Social Security (Incapacity for Work) (General) Regulations

2. In regulation 17(2)(a) of the Social Security (Incapacity for Work) (General) Regulations (Northern Ireland) 1995(3) (exempt work) for “£45·50” there shall be substituted “£46·50”.

Revocation

3. The Social Security (Incapacity for Work) (General) (Amendment) Regulations (Northern Ireland) 1996(4) are hereby revoked.

(1) 1992 c. 7; section 167D was inserted by Article 8(1) of the Social Security (Incapacity for Work) (Northern Ireland) Order 1994 (S.I.1994/1898 (N.I. 12))
(2) 1954 c. 33 (N.I.)
(3) S.R. 1995 No. 41; relevant amending regulations are S.R. 1996 No. 61
(4) S.R. 1996 No. 61

Status: This is the original version (as it was originally made). Northern
Ireland Statutory Rules are not carried in their revised form on this site.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland
on

3rd March 1997.

John O'Neill
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

Regulation 16 of the Social Security (Incapacity for Work) (General) Regulations (Northern Ireland) 1995 provides that a person is to be treated as capable of work on each day of any week during which he does work which is not exempt. Regulation 17 of those Regulations prescribes the categories of work which are exempt for the purposes of regulation 16. In particular, regulation 17(2)(a) prescribes a weekly earnings limit which must not be exceeded if work is to be treated as exempt. These Regulations increase that limit from £45.50 to £46.50 (regulation 2) and make a consequential revocation (regulation 3).

These Regulations 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 149(3) of, and paragraph 10 of Schedule 5 to, the Social Security Administration (Northern Ireland) Act 1992 (c. 8), are not subject to the requirement of section 149(2) of that Act for prior reference to the Social Security Advisory Committee.