



- (a) whose maternity pay period commences before 6th April 2003;
  - (b) who is entitled to statutory maternity pay at the rate of £75 a week immediately before that date; and
  - (c) who would be entitled to statutory maternity pay at a rate lower than £75 a week if the amendment had effect in relation to her.
- (3) The amendment to section 35A of the Contributions and Benefits Act made by section 4(1) of the Act (rate of maternity allowance) shall not have effect in relation to a woman –
- (a) whose maternity allowance period commences before 6th April 2003;
  - (b) who is entitled to maternity allowance at the rate of £75 a week immediately before that date; and
  - (c) who would be entitled to maternity allowance at a rate lower than £75 a week if the amendment had effect in relation to her.

Sealed with the Official Seal of the Department for Social Development on 22nd November 2002.

*John O'Neill*  
Senior Officer of the  
Department for Social Development

SCHEDULE

Article 2

PART I

PROVISIONS COMING INTO OPERATION ON 24TH NOVEMBER 2002

| <i>Provisions of the Act</i>   | <i>Subject Matter</i>                  |
|--|--|
| Section 1  | Maternity pay period                   |
| Section 3  | Entitlement to statutory maternity pay |
| Section 4(1)(b) and (2)  | Rate of maternity allowance            |
| The following repeal in Schedule 2 and section 8(2) in so far as it relates to it –<br>in section 160(2)(a) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(2), the words “, wholly or partly because of pregnancy or confinement” | Repeals                                |

PART II

PROVISIONS COMING INTO OPERATION ON 6TH APRIL 2003

| <i>Provisions of the Act</i>  | <i>Subject Matter</i>              |
|---|------------------------------------|
| Section 2, in so far as not already in operation  | Rate of statutory maternity pay    |
| Section 4(1)(a) and (c)   | Rate of maternity allowance        |
| Paragraphs 1 to 4 of Schedule 1 and section 8(1) in so far as it relates to those paragraphs  | Minor and consequential amendments |
| The following repeal in Schedule 2 and section 8(2) in so far as it relates to it –<br>Article 50(2)(b) of the Welfare Reform and Pensions (Northern Ireland) Order 1999(3) | Repeals                            |

(2) 1992 c. 7

(3) S.I.1999/3147 (N.I. 11)

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## EXPLANATORY NOTE

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

This Order provides for the coming into operation of provisions of the Social Security Act (Northern Ireland) 2002 as follows –

24th November 2002 for a provision relating to the sharing of functions as regards certain claims and information;

24th November 2002 for provisions, in so far as not already in operation, relating to the maternity pay period, entitlement to statutory maternity pay, the rate of maternity allowance and a consequential repeal; and

6th April 2003 for provisions relating to the rate of statutory maternity pay, in so far as not already in operation, and the rate of maternity allowance and consequential amendments and repeals.

Article 3 makes transitional and savings provisions.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Social Security Act (Northern Ireland) 2002 have been brought into operation by the Social Security (2002 Act) (Commencement No. 1) Order (Northern Ireland) 2002 (S.R. [2002 No. 351](#) (C. 28)) as from the dates shown.

| <i>Provision</i>                                | <i>Date of Commencement</i> |
|---|-----------------------------|
| Sections 1 to 3 and 4(1)(b) and (2) (partially) | 19.11.2002                  |
| Section 6                                       | 19.11.2002                  |
| Schedule 2 (partially)                          | 19.11.2002                  |