
STATUTORY RULES OF NORTHERN IRELAND

2014 No. 80

SOCIAL SECURITY

**The Social Security Benefits Up-rating
Regulations (Northern Ireland) 2014**

Made - - - - *14th March 2014*

Coming into operation *7th April 2014*

The Department for Social Development makes the following Regulations in exercise of the powers conferred by sections 90, 113(1)(a) and 171(1) and (3) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 ^{M1} and sections 5(1)(q), 135(3) and 165(1) and (4) of the Social Security Administration (Northern Ireland) Act 1992 ^{M2} and now vested in it ^{M3}.

These Regulations contain only provisions in consequence of an order ^{M4} under sections 132 and 132A of the Social Security Administration (Northern Ireland) Act 1992 ^{M5}.

Marginal Citations

- M1** 1992 c. 7; section 90 was amended by paragraph 25 of Schedule 8 to the [Welfare Reform and Pensions \(Northern Ireland\) Order 1999](#) (S.I. 1999/3147 (N.I. 11)), **Article 2(2)** of S.R. 2002 No. 321 and Schedule 6 to the [Tax Credits Act 2002](#) (c. 21) (*see also* Article 2 of S.R. 2003 No. 212), section 113(1) was amended by paragraph 92 of Schedule 24 to the [Civil Partnership Act 2004](#) (c. 33) and section 171(1) was amended by paragraph 5 of Schedule 4 to the [Tax Credits Act 2002](#)
- M2** 1992 c. 8; section 165(1) was amended by paragraph 49(2) of Schedule 3 to the [Social Security Contributions \(Transfer of Functions, etc.\) \(Northern Ireland\) Order 1999](#) (S.I. 1999/671)
- M3** *See* Article 8(b) of S.R. 1999 No. 481
- M4** S.R. 2014 No. 78
- M5** [Section 132A](#) was inserted by section 5(1) of the [Pensions Act \(Northern Ireland\) 2008](#) (c. 1 (N.I.))

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security Benefits Up-rating Regulations (Northern Ireland) 2014 and shall come into operation on 7th April 2014.

(2) In these Regulations “the Up-rating Order” means the Social Security Benefits Up-rating Order (Northern Ireland) 2014(d).

Exceptions relating to payment of additional benefit by virtue of the Up-rating Order

F12.

F1 Reg. 2 revoked (6.4.2015) by [The Social Security Benefits Up-rating Regulations \(NorthernIreland\) 2015 \(S.R. 2015/139\)](#), regs. 1(1), 6

Persons not ordinarily resident in Northern Ireland

F23.

F2 Reg. 3 revoked (6.4.2015) by [The Social Security Benefits Up-rating Regulations \(NorthernIreland\) 2015 \(S.R. 2015/139\)](#), regs. 1(1), 6

Amendment of the Social Security Benefit (Dependency) Regulations

4. In paragraph 2B of Schedule 2 to the Social Security Benefit (Dependency) Regulations (Northern Ireland) 1977^{M6} (prescribed circumstances for increase of a carer's allowance)—

F3(a)

(b) in sub-paragraph (b) for “£29” and “£220” substitute “ £30 ” and “ £225 ” respectively.

F3 Reg. 4(a) revoked (6.4.2015) by [The Social Security Benefits Up-rating Regulations \(NorthernIreland\) 2015 \(S.R. 2015/139\)](#), regs. 1(1), 6

Marginal Citations

M6 S.R. 1977 No. 74; relevant amending Regulations are S.R. 1984 No. 382, S.R. 2002 No. 323 and S.R. 2013 No. 70

Amendment of the Social Security (Claims and Payments) Regulations

F45.

F4 Reg. 5 revoked (6.4.2015) by [The Social Security Benefits Up-rating Regulations \(NorthernIreland\) 2015 \(S.R. 2015/139\)](#), regs. 1(1), 6

Revocation

F56.

F5 Reg. 6 revoked (6.4.2015) by [The Social Security Benefits Up-rating Regulations \(NorthernIreland\) 2015 \(S.R. 2015/139\)](#), regs. 1(1), 6

Sealed with the Official Seal of the Department for Social Development on 14th March 2014

L.S.

Anne McCleary
A senior officer of the
Department for Social Development

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations contain only provisions in consequence of an order under sections 132 and 132A of the Social Security Administration (Northern Ireland) Act 1992 and accordingly, by virtue of section 149(3) of, and paragraph 3 of Schedule 5 to, that Act, are not subject to the requirement of section 149(2) of that Act for prior reference to the Social Security Advisory Committee.

Regulation 2 provides that where a question has arisen about the effect of the Social Security Benefits Up-rating Order (Northern Ireland) 2014 (“the Up-rating Order”) on a benefit already in payment the altered rate will not apply until that question is determined.

Regulation 3 applies the provisions of regulation 5 of the Social Security Benefit (Persons Abroad) Regulations (Northern Ireland) 1978 so as to restrict the application of the increases specified in the Up-rating Order in cases where the beneficiary lives abroad.

Regulation 4 raises from £220 to £225 and £29 to £30 the earnings limits for child dependency increases payable with a carer's allowance. These increases were abolished by sections 1(3)(e) and 60 of, and Schedule 6 to, the Tax Credits Act 2002 but are saved for transitional cases by virtue of Article 2 of the Tax Credits Act 2002 (Transitional Provisions and Savings) Order (Northern Ireland) 2003.

Regulation 5 increases from £23.50 to £23.75 the amount allowed for personal expenses where a person is in accommodation for which part of his benefit is paid direct to the person to whom charges in respect of that accommodation are payable.

Regulation 6 makes a consequential revocation.

Changes to legislation:

There are currently no known outstanding effects for the The Social Security Benefits Up-rating Regulations (Northern Ireland) 2014.