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STATUTORY RULES OF NORTHERN IRELAND

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**2016 No. 109**

**The Social Security Benefits Up-rating  
Regulations (Northern Ireland) 2016**

**Citation, commencement and interpretation**

**1.**—(1) These Regulations may be cited as the Social Security Benefits Up-rating Regulations (Northern Ireland) 2016 and shall come into operation on 11th April 2016.

(2) In these Regulations “the Up-rating Order” means the Social Security Benefits Up-rating Order (Northern Ireland) 2016<sup>(d)</sup>.

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

**2.** Section 135(3) of the Social Security Administration (Northern Ireland) Act 1992 (effect of alteration of rates of benefit under Parts II to V of the Contributions and Benefits Act) shall not apply if a question arises as to either—

- (a) the weekly rate at which the benefit is payable by virtue of the Up-rating Order; or
- (b) whether the conditions for receipt of the benefit at the altered rate are satisfied,

until that question has been determined in accordance with the provisions of the Social Security (Northern Ireland) Order 1998<sup>(1)</sup>.

**Persons not ordinarily resident in Northern Ireland**

**3.** Regulation 5 of the Social Security Benefit (Persons Abroad) Regulations (Northern Ireland) 1978<sup>(2)</sup> (application of disqualification in respect of up-rating of benefit) shall apply to any additional benefit payable by virtue of the Up-rating Order.

**Revocations**

**4.** Regulations 2 and 3 of the Social Security Benefits Up-rating Regulations (Northern Ireland) 2015<sup>(3)</sup> are revoked.

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<sup>(1)</sup> S.I. 1998/1506 (N.I. 10)

<sup>(2)</sup> S.R. 1978 No. 114; relevant amending Regulations are S.R. 1979 No. 392, S.R. 1989 No. 373, S.R. 1990 No. 123, S.R. 1992 No. 330, S.R. 1994 No. 269, S.R. 2001 No. 108, S.R. 2005 Nos. 299 and 536 and S.R. 2010 No. 110

<sup>(3)</sup> S.R. 2015 No. 139

Sealed with the Official Seal of the Department for Social Development on 4th March 2016

(L.S.)

*Anne McCleary*  
A senior officer of the Department for Social  
Development