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STATUTORY RULES OF NORTHERN IRELAND

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**2016 No. 254**

**The Welfare Supplementary Payment (Loss of Disability-Related Premiums) Regulations (Northern Ireland) 2016**

**PART 1**

Introduction

**Citation and commencement**

1.—(1) These Regulations may be cited as the Welfare Supplementary Payment (Loss of Disability-Related Premiums) Regulations (Northern Ireland) 2016.

(2) These Regulations come into operation on 20th July 2016.

**Interpretation**

2.—(1) In these Regulations—

“the 1998 Order” means the Social Security (Northern Ireland) Order 1998 <sup>M1</sup>;

“the 2015 Order” means the Welfare Reform (Northern Ireland) Order 2015;

“the Transitional Provisions Regulations” means the Personal Independence Payment (Transitional Provisions) Regulations (Northern Ireland) 2016 <sup>M2</sup>.

“appeal tribunal” means the appeal tribunal constituted under Chapter 1 of Part II of the 1998 Order;

“award” in relation to disability living allowance, means the award having effect immediately prior to its termination under regulation 17(1) of the Transitional Provisions Regulations;

“Commissioner” means the Chief Social Security Commissioner or any other Social Security Commissioner and includes a tribunal of 2 or more Commissioners constituted under Article 16(7) of the 1998 Order;

“couple” (except in regulation 28(7)) has the same meaning as in Article 45 of the 2015 Order;

“decision notice” means the decision notice under regulation 53(3) of the Social Security and Child Support (Decisions and Appeals) Regulations (Northern Ireland) 1999 <sup>M3</sup>.

“disability living allowance” means disability living allowance under section 71 of the Contributions and Benefits Act <sup>M4</sup>;

“income support” means income support under section 122 of the Contributions and Benefits Act;

“transfer claimant” has the same meaning as in the Transitional Provisions Regulations;

“transitional assessment determination” means the determination, under regulation 4 of the Personal Independence Payment Regulations (Northern Ireland) 2016 <sup>M5</sup> of a claim for personal independence payment made by a transfer claimant;

**Status:** Point in time view as at 20/07/2016.

**Changes to legislation:** There are currently no known outstanding effects for the The Welfare Supplementary Payment (Loss of Disability-Related Premiums) Regulations (Northern Ireland) 2016, PART 1. (See end of Document for details)

- (2) The transition date is the date on which—
- (a) the Department sends a notification to the person in accordance with regulation 3(1) of the Transitional Provisions Regulations inviting the person to make a claim for personal independence payment; or
  - (b) the person makes a claim for personal independence payment in accordance with regulation 4 of the Transitional Provisions Regulations.

#### Marginal Citations

- M1** S.I. 1998/1506 (N.I. 10)  
**M2** S.R. 2016 No. 277  
**M3** S.R. 1999 No. 162; regulation 53(3) was amended by regulation 6(15)(a) of S.R. 2000 No. 215 and regulation 7(10)(a) of S.R. 2005 No.46  
**M4** 1992 c. 7; section 71 was amended by Article 64(1) of the Welfare Reform and Pensions (Northern Ireland) Order 1999 (S.I. 1999/ 3147 (N.I. 11)  
**M5** S.R. 2016 No. 217

#### Welfare supplementary payment

- 3.—(1) Welfare supplementary payment is payable in accordance with these Regulations.
- (2) Welfare supplementary payment is payable on the transition from disability living allowance to personal independence payment under—
- (a) Part 2 (for loss of disability-related premiums for income support claimants),
  - (b) Part 3 (for loss of disability-related premiums for jobseeker's allowance claimants),
  - (c) Part 4 (for loss of disability-related premiums for employment and support allowance claimants),
  - (d) Part 5 (for loss of disability-related element of working tax credit),
  - (e) Part 6 (for loss of severe disability component of state pension credit).
- (3) But a person is not entitled to more than one welfare supplementary payment under these Regulations at a time.

**Status:**

Point in time view as at 20/07/2016.

**Changes to legislation:**

There are currently no known outstanding effects for the The Welfare Supplementary Payment (Loss of Disability-Related Premiums) Regulations (Northern Ireland) 2016, PART 1.