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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**

**Interpretation**

**2.—(1)** In these Regulations—

“the 1998 Order” means the Social Security (Northern Ireland) Order 1998<sup>(1)</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>(2)</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>(3)</sup>.

“disability living allowance” means disability living allowance under section 71 of the Contributions and Benefits Act<sup>(4)</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>(5)</sup> of a claim for personal independence payment made by a transfer claimant;

**(2)** The transition date is the date on which—

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(1) S.I. 1998/1506 (N.I. 10)

(2) S.R. 2016 No. 277

(3) 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

(4) 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))

(5) S.R. 2016 No. 217

- (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.