

SCHEDULES

SCHEDULE 2

CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

PART I

ENACTMENTS OF THE PARLIAMENT OF THE UNITED KINGDOM

Social Security Act 1973 (c. 38)

50 The Social Security Act 1973 shall be amended in accordance with the following
16 paragraphs.

51 In section 54(3)(a), for "Part I of this Act" substitute " the Social Security Act 1975
or the Social Security (Northern Ireland) Act 1975 ".

52 At the end of section 63 add—

“(13) This section applies to persons employed by or under the Crown in like
manner as if such persons were employed by a private person.”

53 In section 73(3), for paragraphs (a) and (b) substitute " the Social Security Act 1975
and the Social Security (Northern Ireland) Act 1975 ".

54 In section 77—

(a) in subsection (1), for paragraph (b) substitute—

“(b) the amount paid is equal to or exceeds the current lower
earnings limit under section 4 of the Social Security Act
1975 (or the equivalent prescribed under that Act in the
case of earners paid otherwise than weekly)”;

(b) in subsection (2)(a), for " Chapter I of Part I of this Act" substitute " Part
I of the Social Security Act 1975 ";

(c) in subsection (2)(b), for " section 2(5) of this Act" substitute " section 4(5)
of the said Act of 1975 ";

(d) in subsection (4), for the words from the beginning to " Act " substitute "
Section 11(1) and (3) of, and Schedule 1 to, the Social Security Act 1975 ".

55 In section 81(3)(a) for "this Act" substitute " the Social Security Act 1975 ".

56 In section 83, substitute for subsection (4)—

“(4) The following provisions of the Social Security Act 1975, namely—

(a) section 81(1), (2)(a) and (4)(b), (c) and (e) (regulations as to
payment of benefit); and

(b) section 82(3) and (4) (suspension of benefit),

shall, for the whole of the United Kingdom, have effect in relation to reserve
scheme pensions as they have in relation to benefits under that Act; but in

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section 82(3) of that Act as applied by this subsection the Reserve Pension Board shall be substituted for the Secretary of State.”

57 In section 85—

- (a) in subsection (4), for the words " Part IV " (where they first occur) to the end substitute " Part III of the Social Security Act 1975 or Part III of the Social Security (Northern Ireland) Act 1975, which legislation shall then apply as in the case of a question referred to in section 98(1) of the applicable Act ";
- (b) in subsection (5), for the words from "Part IV" (where they first occur) to the end substitute " Part III of the Social Security Act 1975 or Part III of the Social Security (Northern Ireland) Act 1975 ; and any question so prescribed shall in accordance with the regulations be so referred, and the relevant legislation of 1975 shall then apply as in the case of a question referred to in section 98(1) of the applicable Act ";
- (c) after subsection (6) insert—

“(7) Section 119(3) of the Social Security Act 1975 applies as if references to contributions under Part I of that Act included reserve scheme contributions and reserve scheme premiums.”

58 In section 89—

- (a) in subsection (1), for " Minister " substitute " Ministry ", and for the words following the second " collection of" substitute " reserve scheme contributions or premiums, or the payment of reserve scheme pensions ";
- (b) in subsection (3)(b), for the words following "collection of" substitute " reserve scheme contributions or premiums, or the payment of reserve scheme pensions. ".

59 In section 92—

- (a) in subsection (1), for paragraphs (a) and (b) substitute " any reserve scheme contribution or premium which he is liable under Part III of this Act to pay ";
- (b) in subsection (5), for paragraph (b) substitute—
 - “(b) involving any question as to the payment of reserve scheme contributions or a reserve scheme premium”;
- (c) in subsection (6), for "Part IV of the former principal Act" substitute " Part III of the Social Security Act 1975 or, as the case may be, Part III of the Social Security (Northern Ireland) Act 1975 ".

60 In section 95—

- (a) in subsection (2)(b) for "and 13 to 15 " substitute " 13 and 14 ", and for " Schedules 23 and 26 " substitute " Schedule 23 ";
- (b) in subsection (4) for "Parts II, III and IV" substitute Part II".

61 In section 97, for subsection (3) substitute—

“(3) All regulations and orders made under this Act by the Secretary of State shall be subject to annulment in pursuance of a resolution of either House of Parliament. and in subsection (4), omit " 48(3) or " and for "the relevant" substitute " that ".”

62 In section 99—

- (a) in subsection (6), for "this Act" substitute " of the Social Security Act 1975 or Part I of the Social Security (Northern Ireland) Act 1975 ";

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- (b) in subsection (7), for the words from "whether or not" onwards substitute "are to the lower and upper limits respectively referred to in section 4(1) of the Social Security Act 1975 ; and references to the lower or upper earnings limit of an income tax year are to whatever is (or was) for that year the limit in force under section 4(1) of that Act ".
- 63 In Schedule 19, paragraph 6(c) for "basic scheme or reserve scheme contributions" substitute " reserve scheme contributions or contributions under the Social Security Act 1975 or the Social Security (Northern Ireland) Act 1975 ".
- 64 In Schedule 22—
- (a) for paragraph 3 substitute—
- “3 In this Part of this Schedule, " contributions" means reserve scheme contributions and " premium" means a reserve scheme premium.”
- (b) in paragraph 14, for sub-paragraph (b) substitute—
- “(b) for the purposes of this Act, as to the circumstances in which—
- (i) a marriage celebrated under a law which permits polygamy, or
- (ii) a marriage during the subsistence of which a party to it is at any time married to more than one person,
- is to be treated as having or not having the consequences of a marriage celebrated under a law which does not permit polygamy.”
- 65 In Schedule 23—
- (a) in paragraph 5(1), for " this Act, basic scheme or " substitute " the Social Security Act 1975 " ;
- (b) in paragraph 9(1), after "failure by him to pay" insert " contributions under Part I of the Social Security Act 1975 or Part I of the Social Security (Northern Ireland) Act 1975, or ";
- (c) in paragraph 14(4) for " this Act relating to earnings factors and" substitute " the Social Security Act 1975 and the Social Security (Northern Ireland) Act 1975 relating to earnings factors and those of this Act relating to ".
- 66 In Schedule 25—
- (a) for paragraph 2 substitute—
- “2 For any reference to the Secretary of State (except in sections 96(6) and 99(3) and Schedule 23, paragraph 5) substitute the Northern Ireland Ministry, and for any reference to the Minister for the Civil Service substitute the Ministry of Finance”;
- (b) for paragraph 8 substitute—
- “8 In section 99(17) after ' 97' insert ' or Schedule 25, paragraph 15(3) or (3A) '.”;
- (c) in paragraph 10(f), in the paragraph substituted for Schedule 23 paragraph 11, for " 7 to 9 " substitute " 7 and 9 " ; and in paragraph 10(fe) for " 7 to 9 " substitute " 7 and 9 ".