



# Supplementary Benefits Act 1976

## 1976 CHAPTER 71

An Act to consolidate the Supplementary Benefit Acts 1966 to 1975 and related enactments. [15th November 1976]

### Modifications etc. (not altering text)

C1 Words of enactment omitted under authority of [Statute Law Revision Act 1948 \(c. 62\), s. 3](#)

### Commencement Information

II Act in force at 15.11.1976 with exception of certain repeals in Sch. 8 Pt. I see [s. 36\(3\)](#)

## PART I

1—16. ....<sup>F1</sup>

### Textual Amendments

F1 Part I (ss. 1–16) repealed by [Social Security Act 1986 \(c. 50\), Sch. 11](#)

## PART II

### LIABILITY TO MAINTAIN, RECOVERY OF EXPENDITURE AND OFFENCES

17— .....<sup>F2</sup>  
19.

### Textual Amendments

F2 [Ss. 17–19](#) repealed by [Social Security Act 1986 \(c. 50\), Sch. 11](#)

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

**20**

(1) ..... F3

(3) ..... F4

(4) ..... F5

**Textual Amendments**

- F3 S. 20(1)(2) repealed by [Social Security Act 1986 \(c. 50\)](#), [Sch. 11](#)
- F4 S. 20(3) repealed by [Health and Social Services and Social Security Adjudications Act 1983 \(c. 41\)](#), [Sch. 10](#)
- F5 S. 20(4)–(7) repealed by [Social Security Act 1986 \(c. 50\)](#), [Sch. 11](#)

**21** ..... F6

**Textual Amendments**

- F6 S. 21 repealed by [Social Security Act 1986 \(c. 50\)](#), [Sch. 11](#)

**22, 23.** ..... F7

**Textual Amendments**

- F7 Ss. 22, 23 and Schedule 7 para. 36 repealed by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#)

**24—** ..... F8  
**26.**

**Textual Amendments**

- F8 S. 24–26 repealed by [Social Security Act 1986 \(c. 50\)](#), [Sch. 11](#)

**PART III**

ADMINISTRATION, GENERAL AND SUPPLEMENTAL

**27** ..... F9

**Textual Amendments**

- F9 S. 27 repealed by [Social Security Act 1986 \(c. 50\)](#), [Sch. 11](#)

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

**28** ..... **F10**

**Textual Amendments**

**F10** S. 28 repealed by [Health and Social Services and Social Security Adjudications Act 1983 \(c. 41\)](#), **Sch. 10**

**29** ..... **F11**

**Textual Amendments**

**F11** S. 29 repealed by [Social Security \(Miscellaneous Provisions\) Act 1977 \(c. 5\)](#), **Sch. 2**

**F12****30** .....

**Textual Amendments**

**F12** S. 30 repealed (1.4.1996) by [1995 c. 18, ss. 30\(4\), 41\(5\)](#), **Sch. 3**; [S.I. 1995/3228](#), **art. 2(f)**

**31—** ..... **F13**  
**34.**

**Textual Amendments**

**F13** **Ss. 31–34** repealed by [Social Security Act 1986 \(c. 50\)](#), **Sch. 11**

**35 Transitional provisions, savings, amendments and repeals.**

- (1) The transitional provisions and savings in Schedule 6 to this Act shall have effect.
- (2) The enactments mentioned in Schedule 7 to this Act shall have effect subject to the amendments there specified, being amendments consequential on the provisions of this Act.
- (3) Subject to the provisions of Schedule 6 to this Act and in accordance with section 36(3) of this Act, the enactments specified in Schedule 8 to this Act are hereby repealed to the extent specified in the third column of that Schedule.
- (4) The inclusion in this Act of any express transitional provision, saving or amendment shall not be taken as prejudicing the operation of section 38 of the Interpretation Act 1889 (effect of repeals).

**Modifications etc. (not altering text)**

**C2** The reference to s. 38 of the Interpretation Act 1889 is to be construed as a reference to s. 16(1) and 17(2)(a) of the [Interpretation Act 1978 \(c. 30\)](#), by virtue of s. 25(2) of the latter Act.

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects  
 for the Supplementary Benefits Act 1976. (See end of Document for details)*

### 36 Short title, extent and commencement.

- (1) This Act may be cited as the Supplementary Benefits Act 1976.
- (2) The following provisions only of this Act shall extend to Northern Ireland—  
 Sections . . . <sup>F14</sup>34(1) (definitions of . . . <sup>F14</sup>“enactment”), 34(2), 35 and this section,  
 in Schedule 6, paragraphs 1 and 5, in Schedule 7, paragraphs 7 to 13 and Schedule 8  
 so far as it specifies any enactment extending to Northern Ireland other than section 6  
 of, and Schedule 4 to, the <sup>M1</sup>National Insurance and Supplementary Benefit Act 1973  
 and any enactment in the <sup>M2</sup>Social Security Benefits Act 1975.
- (3) This Act shall come into force on 15th November 1976, but the repeal of any enactment  
 specified in Part II of Schedule 8 to this Act which has not come into force before that  
 date shall not take effect until immediately after that enactment comes into force.

#### Textual Amendments

**F14** Words repealed by [Social Security Act 1980 \(c. 30\)](#), **Sch. 5 Pt. II**

#### Marginal Citations

**M1** 1973 c. 42.

**M2** 1975 c. 11.

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

## SCHEDULES

### <sup>F15</sup>SCHEDULES 1—3

#### Textual Amendments

**F15** Schedules 1—3 repealed by [Social Security Act 1986 \(c. 50\)](#), Sch. 5 Pt. II, **Sch. 11**

.....  
**F15**

### <sup>F16</sup>SCHEDULE 4

#### Textual Amendments

**F16** Schedule 4 repealed by [Health and Social Services and Social Security Adjudications Act 1983 \(c. 41\)](#), **Sch. 10**

.....  
**F16**

### [<sup>F17</sup>SCHEDULE 5]

#### Textual Amendments

**F17** Sch. 5 repealed (1.4.1996) by [1995 c. 18](#), ss. 30(4), 41(5), **Sch. 3**; S.I. 1995/3228, **art. 2(f)**

## SCHEDULE 6

Section 35(1).

## TRANSITIONAL PROVISIONS AND SAVINGS

### PART I

#### *General Provisions*

- 1 (1) In so far as any order, rule, regulation, appointment, approval or other thing made or done, or deemed to be made or done, under an enactment repealed by this Act could

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have been made or done under a corresponding provision of this Act, it shall not be invalidated by the repeal but shall have effect as if made or done under that provision.

- (2) Anything begun under an enactment repealed by this Act may be continued under the corresponding provision of this Act as if begun under that provision.
  - (3) References in this Act to things done, suffered or occurring in the past shall, so far as the context requires for the continuity of operation between enactments repealed by this Act and the corresponding provisions of this Act, be construed as including references to things done, suffered or occurring before the commencement of this Act.
  - (4) Where any instrument or document refers expressly or by implication to an enactment repealed by this Act, the reference shall, except where the context otherwise requires, be construed as, or as including, a reference to the corresponding provision of this Act.
- 2
- (1) Paragraph 1 above applies in particular to any claim for, or award of, supplementary benefit made before the commencement of this Act and to anything done or occurring in, or for the purposes of, adjudication proceedings before that day.
  - (2) Any question as to entitlement to, or the amount of, any supplementary benefit, and any other question with respect to supplementary benefit, for any period shall be determined in accordance with the provisions with respect to those matters in force during that period.

3 ..... F22

**Textual Amendments**  
**F22** Sch. 6, paras. 3, 6, 7 and 8(3) repealed by [Social Security Act 1980 \(c. 30\)](#), ss. 8 and 21, Sch. 5 Pt. II, with transitional savings for para. 6(4) by para. 32(1) of Pt. I Sch. 2

**PART II**

*Specific Provisions*

*(including some retained from previous Acts)*

4 The following enactments as having effect at the commencement of this Act shall, subject to the amendments therein specified in Schedule 7 to this Act, continue to have effect as amended by section 39 of, and Schedule 6 to, the <sup>M3</sup>Supplementary Benefit Act 1966, notwithstanding the repeal by this Act of the said Act of 1966:—

<sup>M4</sup>the Polish Resettlement Act 1947.

<sup>F23</sup>  
...

**Textual Amendments**  
**F23** Words in [Sch. 6 Pt. II, para. 4](#) repealed (1.4.1996) by [1995 c. 17, ss. 5\(1\)\(2\), 8, Sch. 3](#) (with [Sch. 2 paras. 6, 16](#))

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

**Marginal Citations**

- M3 1966 c. 20.
- M4 10 & 11 Geo. 6 c. 19.

5 Any enactment or instrument that is to be construed in accordance with section 2(3) of the <sup>M5</sup>Supplementary Benefit Act 1966, as having effect in accordance with the Secretary of State for Social Services Order 1968, shall continue to be so construed notwithstanding the repeal by this Act of the said Act of 1966.

**Marginal Citations**

- M5 1966 c. 20.

6, 7. . . . . F24

**Textual Amendments**

- F24 Sch. 6, paras. 3, 6, 7 and 8(3) repealed by Social Security Act 1980 (c. 30), ss. 8 and 21, Sch. 5 Pt. II, with transitional savings for para. 6(4) by para. 32(1) of Pt. I Sch. 2

8 (1) Any proceedings for the recovery of a sum which, if the <sup>M6</sup>Supplementary Benefit Act 1966 had not been passed, could have been taken by the National Assistance Board may be taken [<sup>F25</sup>by the Secretary of State].

(2) Any payments ordered in proceedings continued or begun by virtue of subparagraph (1) above or of paragraph 7 of Schedule 7 to the <sup>M7</sup>Supplementary Benefit Act 1966 which, if that Act had not been passed, would have been ordered to be made to the National Assistance Board shall be ordered to be made to the Secretary of State.

(3) . . . . . F26

**Textual Amendments**

- F25 Words substituted by Social Security Act 1980 (c. 30), ss. 6, 8 and 21, Sch. 2 Pt. I para. 32(2)
- F26 Sch. 6, paras. 3, 6, 7 and 8(3) repealed by Social Security Act 1980 (c. 30), ss. 8 and 21, Sch. 5 Pt. II, with transitional savings for para. 6(4) by para. 32(1) of Pt. I Sch. 2

**Marginal Citations**

- M6 1966 c. 20.
- M7 1966 c. 20.

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

## SCHEDULE 7

Section 35(2)

### CONSEQUENTIAL AMENDMENTS

#### Modifications etc. (not altering text)

- C3** The text of Schedules 7 and 8 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### *M<sup>8</sup> Polish Resettlement Act 1947*

#### Marginal Citations

- M8** 10 & 11 Geo. 6 c. 19.

- 1 In section 3 of the Polish Resettlement Act 1947—
- (a) in subsection (5), for the words “ regulations made for the purposes of section 11 of the Ministry of Social Security Act 1966” there shall be substituted the words “ regulations made, or having effect as if made, under or for the purposes of section 5 of the Supplementary Benefits Act 1976”;
  - (b) in subsection (7), for the words “ sections 26 and 29 of the Ministry of Social Security Act 1966” there shall be substituted the words “ sections 20 and 21 of the Supplementary Benefits Act 1976”;
  - (c) in subsection (8), for the words “ section 23 of the Ministry of Social Security Act 1966” there shall be substituted the words “ section 18 of the Supplementary Benefits Act 1976”; and
  - (d) in subsection (9), for the words “ section 33(3)(a) of the Ministry of Social Security Act 1966” there shall be substituted the words “ section 26(3)(a) of the Supplementary Benefits Act 1976”; and
- 2 In the Schedule to that Act, in paragraph 4—
- (a) for the words “constituted under Schedule 3 to the Ministry of Social Security Act 1966” there shall be substituted the words “ constituted in accordance with Schedule 4 to the Supplementary Benefits Act 1976”; and
  - (b) for the words “section 18(1) of the Ministry of Social Security Act 1966” there shall be substituted the words “section 15(1) of the Supplementary Benefits Act 1976”.

#### *M<sup>9</sup> National Assistance Act 1948*

#### Marginal Citations

- M9** 11 & 12 Geo. 6 c. 29.

- 3 In section 22 of the National Assistance Act 1948&
- (a) in subsection (3), for the words “ the Ministry of Social Security Act 1966” there shall be substituted the words “ the Supplementary Benefits Act 1976”;



*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

- (b) in subsection (5), for the words “ Schedule 2 to the Ministry of Social Security Act 1966” there shall be substituted the words “ Schedule 1 to the Supplementary Benefits Act 1976”; and
- (c) in subsection (9), for the words “ the Ministry of Social Security Act 1966” there shall be substituted the words “ the Supplementary Benefits Act 1976”.

F27 4 .....

**Textual Amendments**

**F27** Sch. 7 para. 4 repealed (E.W.) (6.4.2009) by Health and Social Care Act 2008 (c. 14), s. 170(3), Sch. 15 Pt. 5 (with Sch. 13); S.I. 2009/462, art. 4(c); S.I. 2009/631, art. 2(c)

5 In section 53 of that Act, for the words “ Schedule 3 to the Ministry of Social Security Act 1966” there shall be substituted the words “ Schedule 4 to the Supplementary Benefits Act 1976”.

6 In Schedule 6 to that Act—

- (a) in paragraph 4(2), for the words “ the Ministry of Social Security Act 1966” there shall be substituted the words “ the Supplementary Benefits Act 1976” ; and

F28 (b) .....

**Textual Amendments**

**F28** Sch. 7 para. 6(b) repealed (1.4.1996) by 1995 c. 17, ss. 5(1)(2), 8, Sch. 3 (with Sch. 2 paras. 6, 16)

*M10 Maintenance Orders Act 1950*

**Marginal Citations**

**M10** 14 Geo. 6. c. 37.

7 In section 3(1) of the Maintenance Orders Act 1950, the word “ or” where secondly occurring shall be omitted and after the words “ Children Act 1948” there shall be inserted the words “ or section 19 of the Supplementary Benefits Act 1976”.

8 In section 4 of that Act—

- (a) at the end of subsection (1) there shall be inserted the following—
  - “(c) for an order under section 18 of the Supplementary Benefits Act 1976 (which provides for the recovery of expenditure on supplementary benefits from persons liable for maintenance).”; and
- (b) in subsection (2) the word “ or” where first occurring shall be omitted and after the word “ forty-three” there shall be inserted the words “ or the said section 18”.

9 In section 8(1) of that Act, after the words “ Children Act 1948 or section 81 of the Social Work (Scotland) Act 1968” there shall be inserted the words “ or section 19(8) of the Supplementary Benefits Act 1976”.

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*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

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- 10 In section 9 of that Act—
- (a) at the end of subsection (1) there shall be inserted the following—
- “(c) for an order under section 18 of the Supplementary Benefits Act 1976 (which provides for the recovery of expenditure on supplementary benefits from persons liable for maintenance).”; and
- (b) in subsection (2) the word “or” where first occurring shall be omitted and after the word “forty-three” there shall be inserted the words “or the said section 18”
- 11 In section 11(1) of that Act, the word “or” where first occurring shall be omitted and after “1950” there shall be inserted the words “or section 25 of the Supplementary Benefits &c. Act (Northern Ireland) 1966”.
- 12 In section 12 of that Act—
- (a) at the end of subsection (1) there shall be inserted the following—
- “(c) for an order under section 24 of the Supplementary Benefits & Act (Northern Ireland) 1966 (which provides for the recovery of the cost of supplementary benefit from persons liable for maintenance).”; and
- (b) at the end of subsection (2), for the words “or of any order made under the said section 20 or the said section 11” there shall be substituted the words “or of any order made under any of the said sections 11, 20 and 24”.
- 13 In section 16(2) of that Act—
- (a) at the end of paragraph (a) there shall be inserted the following—
- “(vi) section 18 of the Supplementary Benefits Act 1976 or section 4 of the Affiliation Proceedings Act 1957 on an application made under section 19(2) of the Act of 1976;”;
- (b) at the end of paragraph (b) there shall be inserted the following—
- “(viii) an order made on an application under section 19(8)(b) of the Supplementary Benefits Act 1976 ;”; and
- (c) at the end of paragraph (c) there shall be inserted the following—
- “(vi) section 24 or 25 of the Supplementary Benefits & Act (Northern Ireland) 1966.”.

*Ecclesiastical Jurisdiction Measure 1963*

- 14 In section 55(7) of the <sup>M11</sup> Ecclesiastical Jurisdiction Measure 1963, as amended by section 1 of the <sup>M12</sup> Ecclesiastical Jurisdiction (Amendment) Measure 1974, in the definition of “affiliation order” the word “or” shall be omitted and at the end there shall be inserted the words “or section 19 of the Supplementary Benefits Act 1976”.

**Marginal Citations**

**M11** 1963 No. 1.

**M12** 1974 No. 2.

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

*Legal Aid (Scotland) Act 1967*

- 15 In section 4(5) of the <sup>M13</sup> Legal Aid (Scotland) Act 1967—
- (a) for the words “ paragraphs 19, 20, 24 and 25 of Schedule 2 to the Ministry of Social Security Act 1966” there shall be substituted the words “ paragraphs 17, 18, and 23 to 25 of Schedule 1 to the Supplementary Benefits Act”; and
  - (b) for the words “ the said paragraph 19” there shall be substituted the words “ the said paragraph 17”.

**Marginal Citations**

**M13** 1967 c. 43.

*Income and Corporation Taxes Act 1970*

- 16 In section 219(2) of the Income and Corporation Taxes Act 1970, for the words “the Ministry of Social Security Act 1966” there shall be substituted the words “the Supplementary Benefits Act 1976”.

<sup>M14</sup> *Administration of Justice Act 1970*

**Marginal Citations**

**M14** 1970 c. 31.

- 17 In Schedule 8 to the Administration of Justice Act 1970—
- (a) in paragraph 5, the word “ or” shall be omitted and for the words “ Act 1966” there shall be substituted the words “ Act 1966 or section 19 of the Supplementary Benefits Act 1976”); and
  - (b) in paragraph 6, the word “ or” where first occurring shall be omitted and after the words “ Act 1966” there shall be inserted the words “ or section 18 of the Supplementary Benefits Act 1976” .

<sup>M15</sup> *Local Authority Social Services Act 1970*

**Marginal Citations**

**M15** 1970 c. 42.

- 18 In Schedule 1 to the Local Authority Social Services Act 1970, the entry relating to Schedule 4 to the Ministry of Social Security Act 1966 shall be omitted and at the end of the Schedule there shall be inserted the following entry—

“Schedule 5.

Supplementary Benefits Provision and maintenance of reception centres for persons without a settled way of living.”

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

*Family Income Supplements Act 1970*

- 19 In section 7(3) of the Family Income Supplements Act 1970, for the words “Schedule 3 to the Ministry of Social Security Act 1966” there shall be substituted the words “Schedule 4 to the Supplementary Benefits Act 1976”.

*M16 Attachment of Earnings Act 1971*

**Marginal Citations**

**M16** 1971 c. 32.

- 20 In Schedule 1 to the Attachment of Earnings Act 1971—
- (a) in paragraph 6, the word “ or” shall be omitted and for the words “ Act 1966,” there shall be substituted the words “ Act 1966 or section 19 of the Supplementary Benefits Act 1976”); and
  - (b) in paragraph 7, the word “ or” where first occurring shall be omitted and after the words “ Act 1966” there shall be inserted the words “ or section 18 of the Supplementary Benefits Act 1976”.
- 21 In Schedule 4 to that Act (as having effect in accordance with section 1(3) of, and paragraph 44 of Schedule 2 to, the Social Security (Consequential Provisions) Act 1975), in the list of enactments the entry “ The Supplementary Benefit Act 1966 (c.20)” shall be omitted and at the end there shall be inserted the entry “ The Supplementary Benefits Act 1976”.

*Tribunals and Inquiries Act 1971*

- 22 In the Tribunals and Inquiries Act 1971—
- (a) in section 7(3), for the words “20 or 28(a)” there shall be substituted the words “28(a) or 30B”; and
  - (b) in Part I of Schedule 1, paragraph 20 shall be omitted and after paragraph 30A there shall be inserted—

“Supplementary benefits &c.

30B. The appeal tribunals constituted in accordance with Schedule 4 to the Supplementary Benefits Act 1976.”

*M17 Housing (Financial Provisions) (Scotland) Act 1972*

**Marginal Citations**

**M17** 1972 c. 46.

- 23 In section 22(1) of the Housing (Financial Provisions) (Scotland) Act 1972, for the definition of “supplementary benefit” there shall be substituted—
- ““supplementary benefit” means benefit under Part I of the Supplementary Benefits Act 1976 except that it does not include benefit under section 3 (supplementary benefit to meet exceptional needs) of that Act;”

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

- 24 In paragraph 9(2)(g) of Schedule 2 to that Act, for the words “ the Ministry of Social Security Act 1966” there shall be substituted the words “ the Supplementary Benefits Act 1976”.
- 25 In Schedule 3 to that Act—
- (a) in paragraph 17(1) for the words “ the Ministry of Social Security Act 1966” there shall be substituted the words “ the Supplementary Benefits Act 1976”; and
  - (b) in paragraph 18(2), for the words “ the Ministry of Social Security Act 1966 as amended by this Act” there shall be substituted the words “ the Supplementary Benefits Act 1976”.

*Housing Finance Act 1972*

- 26 In section 26(1) of the Housing Finance Act 1972, for the definition of “supplementary benefit” there shall be substituted—
- ““supplementary benefit” means benefit under Part I of the Supplementary Benefits Act 1976 except that it does not include benefit under section 3 (supplementary benefit to meet exceptional needs) of that Act;”.
- 27 In paragraph 9(2)(g) of Schedule 3 to that Act, for the words “the Ministry of Social Security Act 1966” there shall be substituted the words “the Supplementary Benefits Act 1976”.
- 28 In Schedule 4 to that Act—
- (a) in paragraph 16(1), for the words “the Ministry of Social Security Act 1966” there shall be substituted the words “the Supplementary Benefits Act 1976”; and
  - (b) in paragraph 17(2), for the words “the Ministry of Social Security Act 1966 as amended by this Act” there shall be substituted the words “the Supplementary Benefits Act 1976”.

*M18 Affiliation Proceedings (Amendment ) Act 1972*

**Marginal Citations**

**M18** 1972 c. 49.

- 29 In section 3(1)(a) of the Affiliation Proceedings (Amendment) Act 1972, for the words “ section 24 of the Ministry of Social Security Act 1966” there shall be substituted the words “ section 19 of the Supplementary Benefits Act 1976”.

*M19 National Health Service Reorganisation Act 1973*

**Marginal Citations**

**M19** 1973 c. 32.

- 30 In subsection (1) of section 50 of the National Health Service Reorganisation Act 1973, the words from “ and accordingly” to the end of the subsection shall be omitted.

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

*Employment and Training Act 1973*

- 31 In section 12(2)(b) of the Employment and Training Act 1973, for the words “benefit within the meaning of the Ministry of Social Security Act 1966” there shall be substituted the words “supplementary benefit within the meaning of the Supplementary Benefits Act 1976”.

*Local Government (Scotland) Act 1973*

- 32 In section 113(1) of the Local Government (Scotland) Act 1973, for the words “section 16(2) of the Ministry of Social Security Act 1966” there shall be substituted the words “section 12(3) of the Supplementary Benefits Act 1976”.

*Legal Aid Act 1974*

- 33 In each of the following provisions of the Legal Aid Act 1974, for the words “the Ministry of Social Security Act 1966” there shall be substituted the words “the Supplementary Benefits Act 1976”—
- (a) section 1(1)(b);
  - (b) section 4(2);
  - (c) section 11(5).
- 34 In section 11(6) of that Act—
- (a) for the words “paragraphs 19, 20, 24 and 25 of Schedule 2 to the Ministry of Social Security Act 1966” there shall be substituted the words “paragraphs 17, 18, and 23 to 25 of Schedule 1 to the Supplementary Benefits Act 1976”; and
  - (b) for the words “the said paragraph 19” there shall be substituted the words “the said paragraph 17”.
- 35 In paragraph 3(c) of Part I of Schedule 1 to that Act, for the words “section 23 of the Ministry of Social Security Act 1966” there shall be substituted the words “section 18 of the Supplementary Benefits Act 1976”.

*F29 National Insurance Act 1974*

**Textual Amendments**

**F29** Ss. 22, 23 and Schedule 7 para. 36 repealed by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#)

- 36 . . .

*Social Security Act 1975*

- 37 In section 80(2)(b) of the Social Security Act 1975, for the words “the Supplementary Benefit Act 1966” there shall be substituted the words “the Supplementary Benefits Act 1976”.

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

*M20 Criminal Procedure (Scotland) Act 1975*

**Marginal Citations**

**M20** 1975 c. 24.

- 38 In Schedule 4 to the Criminal Procedure (Scotland) Act 1975, for the reference to section 33(6) of the <sup>M21</sup> Ministry of Social Security Act 1966 there shall be substituted a reference to section 26(5) of this Act.

**Marginal Citations**

**M21** 1966 c. 20.

*M22 House of Commons Disqualification Act 1975*

**Marginal Citations**

**M22** 1975 c. 24.

- 39 In Part III of Schedule 1 to the House of Commons Disqualification Act 1975, for the words “ Chairman of an Appeal Tribunal constituted under Schedule 3 to the Ministry of Social Security Act 1966 or” there shall be substituted the words “ Chairman of an Appeal Tribunal constituted in accordance with Schedule 4 to the Supplementary Benefits Act 1976 or under”.

*Employment Protection Act 1975*

- 40 In section 112 of the Employment Protection Act 1975—
- (a) in subsection (3)(c), for the words “under the Supplementary Benefit Act 1966” there shall be substituted the words “in accordance with the Supplementary Benefits Act 1976” and for the words “section 18(2) and (3) of that Act” there shall be substituted the words “section 15(2) and (3) of that Act”;
  - (b) for subsection (5)(b) there shall be substituted the following—
    - “(b) Sections 18 and 20 of the Supplementary Benefits Act 1976 (recovery of expenditure on supplementary benefits from persons liable for maintenance and recovery in cases of misrepresentation or non-disclosure) shall not apply to the supplementary benefit recouped”;
  - (c) in subsection (8), for the definition of “supplementary benefit” there shall be substituted the following—
    - ““supplementary benefit” has the same meaning as in the Supplementary Benefits Act 1976”.
- 41 In section 113 of that Act, for the words “the Supplementary Benefit Act 1966” there shall be substituted the words “the Supplementary Benefits Act 1976”.

*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

## SCHEDULE 8

Section 35(3).

### REPEALS

#### Extent Information

**E1** For extent of Sch. 8 see [s. 36](#)

#### Modifications etc. (not altering text)

**C4** The text of Schedules 7 and 8 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

### PART I

#### IMMEDIATE REPEALS

Chapter	Short Title	Extent of Repeal
1966 c. 20.	Supplementary Benefit Act 1966 (The Ministry of Social Security Act 1966).	The whole Act so far as unrepealed.
1969 c. 44.	National Insurance Act 1969.	In section 8(2), paragraph (f).
1970 c. 42.	Local Authority Social Services Act 1970.	In Schedule 1, the entry relating to Schedule 4 to the Ministry of Social Security Act 1966.
1970 c. 55.	Family Income Supplements Act 1970	Section 13(1).
1971 c. 73.	Social Security Act 1971.	The whole Act so far as unrepealed.
1972 c. 46.	Housing (Financial Provisions) (Scotland) Act 1972.	In Schedule 9, paragraphs 4 to 6.
1972 c. 47.	Housing Finance Act 1972.	In Schedule 9, paragraphs 4 to 6.
1972 c. 49.	Affiliation Proceedings (Amendment) Act 1972.	In section 1, subsection (4) (b).  In section 3(3), the words “section 24(8) of the said Act of 1966”.
1972 c. 70.	Local Government Act 1972.	In Schedule 23, paragraph 14.
1973 c. 38.	Social Security Act 1973.	In section 99, subsection (18).  In Schedule 27, paragraph 67.



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*Status: Point in time view as at 06/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Supplementary Benefits Act 1976. (See end of Document for details)*

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1973 c. 65.	Local Government (Scotland) Act 1973.	In Schedule 9, paragraph 64.  In Schedule 27, paragraph 162.
1974 c. 7.	Local Government Act 1974.	In section 14, subsection (4).
1974 c. 14.	National Insurance Act 1974.	In section 8, subsection (5).
1975 c. 11.	Social Security Benefits Act 1975.	Section 11.  Schedule 3.
1975 c. 18.	Social Security (Consequential Provisions) Act 1975.	In Schedule 2, paragraphs 24 to 31.
1975 c. 61.	Child Benefit Act 1975.	Section 19 and in section 21(5), the words from the beginning of the subsection to the words “under section 16 above; and”.
1976 c. 56.	Supplementary Benefit (Amendment) Act 1976.	The whole Act.

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## PART II

### DEFERRED REPEALS

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<b>Chapter</b>	<b>Short Title</b>	<b>Extent of Repeal</b>
1975 c. 60.	Social Security Pensions Act 1975.	In Schedule 4, paragraph 9(a).  In Schedule 4, paragraphs 7 and 8 and paragraph 9(b) and (c).
1975 c. 61.	Child Benefit Act 1975.	In Schedule 4, paragraphs 1, 2 and 7.
1975 c. 71.	Employment Protection Act 1975.	In section 111, subsection (2)

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**Status:**

Point in time view as at 06/04/2009.

**Changes to legislation:**

There are currently no known outstanding effects for the Supplementary Benefits Act 1976.