



Social Security Act 1990

1990 CHAPTER 27

General and supplementary provisions

19 Regulations and orders.

- (1) Subject to the following provisions of this section, [^{F1}section 175(2) to (5) of the Social Security Contributions and Benefits Act 1992] shall apply in relation to any power conferred by any provision of this Act, other than section 15, to make regulations or an order as they apply in relation to any power conferred by that Act to make regulations or an order, but as if for references to that Act there were substituted references to this Act.
- (2) A statutory instrument—
 - (a) which contains (whether alone or with other provisions) any regulations or orders under this Act, other than regulations under section 15 above or orders under section 23 below, and
 - (b) which is not subject to any requirement that a draft of the instrument be laid before and approved by a resolution of each House of Parliament,shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (3) A power conferred by this Act to make any regulations or an order, where the power is not expressed to be exercisable with the consent of the Treasury, shall if the Treasury so direct be exercisable only in conjunction with them.

Textual Amendments

- F1** Words in s. 19(1) substituted (1. 7. 1992) by [Social Security \(Consequential Provisions\) Act 1992](#) (c. 6), [Sch. 2 para. 111](#)

20 Interpretation.

In this Act, unless the context otherwise requires—

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1990, Cross Heading: General and supplementary provisions. (See end of Document for details)

“the 1973 Act” means the ^{M1}Social Security Act 1973;

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“the Pensions Act” means the ^{M2}Social Security Pensions Act 1975;

“prescribe”, except in section 15, means prescribe by regulations;

“the principal Act” means the ^{M3}Social Security Act 1975;

“regulations” means regulations made by the Secretary of State.

Textual Amendments

F2 Ss. 1–5, 6(1)–(3), 8–10, 16, 17(1)–(9), words in s. 20, s. 22(1); Sch. 1 paras. 1–4, 5(1) and (2), 6; Sch. 5; Sch. 6, paras. 1, 3, 4(1) and (2), 5–7, 8(1), (3), (5), (7), (8) and (11), 9–12, 14–26, 27(2), 28, 30, 31(a) and (b) were repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#) on consolidation

Marginal Citations

- M1** 1973 c. 38.
- M2** 1975 c. 60.
- M3** 1975 c. 14.

21 Minor and consequential amendments and repeals.

- (1) The enactments mentioned in Schedule 6 to this Act shall have effect with the amendments there specified (being minor amendments and amendments consequential on provisions of this Act).
- (2) The enactments mentioned in Schedule 7 to this Act (which include some that are spent or of no further practical utility) are repealed to the extent specified in the third column of that Schedule.
- (3) The Secretary of State may by regulations make—
 - (a) such transitional provision,
 - (b) such consequential provision, or
 - (c) such savings,as he considers necessary or expedient in preparation for or in connection with the coming into force of any provision of this Act or the operation of any enactment repealed or amended by a provision of this Act during any period when the repeal or amendment is not wholly in force.

Commencement Information

II S. 21 partly in force; s. 21(3) in force at Royal Assent see s. 23(2)(3)

22 Provision for Northern Ireland.

(1) F3

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- (2) Subject to any Order made after the passing of this Act by virtue of subsection (1) (a) of section 3 of the ^{M4}Northern Ireland Constitution Act 1973, the matters specified in subsection (3) below shall not be transferred matters for the purposes of that Act but shall for the purposes of subsection (2) of that section be treated as specified in Schedule 3 to that Act.
- (3) The matters referred to in subsection (2) above are the matters dealt with—
- (a) by the section 59B inserted into the Pensions Act by Schedule 3 to this Act, other than subsections (4) and (5)(b) of that section; and
 - (b) by subsections (1), (2), other than paragraph (a)(ii), (3), (4) and (9) of the section 59K inserted into that Act by section 13(1) of this Act.

Textual Amendments

F3 Ss. 1–5, 6(1)–(3), 8–10, 16, 17(1)–(9), words in s. 20, s. 22(1); Sch. 1 paras. 1–4, 5(1) and (2), 6; Sch. 5; Sch. 6, paras. 1, 3, 4(1) and (2), 5–7, 8(1), (3), (5), (7), (8) and (11), 9–12, 14–26, 27(2), 28, 30, 31(a) and (b) were repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#) on consolidation

Marginal Citations

M4 1973 c. 36.

23 Short title, commencement and extent.

- (1) This Act may be cited as the Social Security Act 1990; and this Act, other than section 15, and the Social Security Acts 1975 to 1989 may be cited together as the Social Security Acts 1975 to 1990.
- (2) Apart from the provisions specified in subsection (3) below, this Act shall not come into force until such day as the Secretary of State may by order appoint; and different days may be so appointed for different provisions or different purposes of the same provision.
- (3) The provisions referred to in subsection (2) above are the following—
- (a) sections 3(6), 5, 6, 7, 10, 15, other than subsection (11), 16(1), (4) to (8) and (10), 18, 19, 20, 21(3), 22 and this section;
 - (b) Schedule 1;
 - (c) paragraphs 6, 8, 9 and 15 of Schedule 4 (and section 14 so far as relating to those provisions);
 - (d) paragraphs 2 to 9, 12 to 15, 17, 18, 19, 21, 26, 27 and 30 of Schedule 6 (and section 21 so far as relating to those provisions);
 - (e) the amendments in that Schedule to the extent that they are consequential on any provision specified in paragraphs (a) to (d) above (and section 21 so far as relating to any such amendments); and
 - (f) the repeals in Schedule 7 to the extent that they are consequential on any provision specified in paragraphs (a) to (e) above (and section 21 so far as relating to those repeals).
- (4) Where any enactment repealed or amended by this Act extends to any part of the United Kingdom, the repeal or amendment extends to that part.

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- (5) The following provisions of this Act extend to Northern Ireland, namely—
- (a) section 13(1), so far as it amends the Pensions Act by the insertion of section 59K(1), (2), other than paragraph (a)(ii), (3), (4) and (9);
 - (b) section 22 above and this section;
 - (c) paragraph 5(1) and (3) of Schedule 1;
 - (d) Schedule 3, so far as it amends the Pensions Act by the insertion of section 59B, other than subsections (4) and (5)(b), and section 12(1) so far as relating to that amendment;
- and paragraph 5(4) of Schedule 1 extends to Northern Ireland only.
- (6) Except as provided by this section, this Act does not extend to Northern Ireland.

Modifications etc. (not altering text)

- C1** Power of appointment conferred by s. 23(2) partly exercised: [S.I. 1990/1446](#), 1942; 1991/558; 1992/632, 1532

Status:

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Changes to legislation:

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