

Changes to legislation: There are currently no known outstanding effects for the Social Security (Incapacity for Work) Act 1994, Part II. (See end of Document for details)

SCHEDULES

SCHEDULE 1

CONSEQUENTIAL AMENDMENTS

PART II

AMENDMENTS OF THE ADMINISTRATION ACT AND OTHER ENACTMENTS

Social Security Administration Act 1992 (c.5)

F1 46

Textual Amendments

F1 Sch. 1 para. 46 repealed (29.11.1999) by 1998 c. 14, s. 86(2), Sch. 8; S.I. 1999/3178, art. 2(1), Sch. 1 (subject to transitional provisions in Schs. 21-23)

F2 47

Textual Amendments

F2 Sch. 1 para. 47 repealed (7.10.1996) by 1995 c. 18, s. 41(5), Sch. 3 and expressed to be repealed (29.11.1999) by 1998 c. 14, s. 86(2), Sch. 8; S.I. 1999/3178, art. 2(1), Sch. 1 (subject to transitional provisions in Schs. 21-23)

F3 48

Textual Amendments

F3 Sch. 1 para. 48 repealed (29.11.1999) by 1998 c. 14, s. 86(2), Sch. 8; S.I. 1999/3178, art. 2(1), Sch. 1 (subject to transitional provisions in Schs. 21-23)

49 In section 130 of the Social Security Administration Act 1992 (duties of employers: statutory sick pay and claims for other benefits), in subsection (1) (claims for purposes of which information may be required)—

- (a) for paragraph (a) substitute—
“(a) short-term incapacity benefit;” and
- (b) for paragraph (c) substitute—
“(c) long-term incapacity benefit;”.

50 In section 132 of the Social Security Administration Act 1992 (duties of employers: statutory maternity pay and claims for other benefits), in subsection (1) (claims for purposes of which information may be required)—

Changes to legislation: There are currently no known outstanding effects for the Social Security (Incapacity for Work) Act 1994, Part II. (See end of Document for details)

- (a) in paragraph (b) for “sickness benefit” substitute “ short-term incapacity benefit ”; and
- (b) in paragraph (c) for “invalidity pension under section 33” substitute “ long-term incapacity benefit under section 30A ”.

51 In section 170 of the Social Security Administration Act 1992 (Social Security Advisory Committee) in the definition of “relevant enactments” in subsection (5), for “and this Act” substitute “ , this Act and the Social Security (Incapacity for Work) Act 1994 ”.

52 In section 191 of the Social Security Administration Act 1992 (interpretation: general), omit the definition of “invalidity benefit”.

53 In Schedule 2 to the Social Security Administration Act 1992 (supplementary provisions with respect to tribunals, &c.), in paragraph 7(2) (persons to whom remuneration and travelling and other allowances may be paid), after paragraph (a) insert—

“(aa) a person appointed as medical assessor to a social security appeal tribunal under regulations under section 61A(4) above; and”.

Employment Protection (Consolidation) Act 1978 (c.44)

F454

Textual Amendments
F4 Sch. 1 Pt. II para. 54 repealed (22.8.1996) by 1996 c. 18, ss. 242, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

Criminal Justice Act 1991 (c.53)

55 In section 24(4) of the Criminal Justice Act 1991 (recovery of fines, &c. by deduction from income support: interpretation), in the definition of “income support” for “sickness or invalidity” substitute “or incapacity”.

Pension Schemes Act 1993 (c.48)

56 (1) Section 46 of the Pension Schemes Act 1993 (effect of entitlement to guaranteed minimum pensions on payment of social security benefits) is amended as follows.

(2) In subsection (1), for “, a widow’s pension or a widower’s invalidity pension” substitute “ or a widow’s pension ”.

(3) Omit subsection (2).

(4) For subsection (3) substitute—

“(3) Where for any period—

- (a) a person is entitled to one or more guaranteed minimum pensions; and
- (b) he is also entitled to long-term incapacity benefit under section 30A of the Social Security Contributions and Benefits Act 1992,

for that period an amount equal to the weekly rate or aggregate weekly rates of the guaranteed minimum pension or pensions shall be deducted from any increase payable under regulations under section 30B(7) of that Act and

Changes to legislation: There are currently no known outstanding effects for the Social Security (Incapacity for Work) Act 1994, Part II. (See end of Document for details)

he shall be entitled to such an increase only if there is a balance after the deduction and, if there is such a balance, at a weekly rate equal to it.”.

- (5) In subsection (6), omit paragraph (b)(i).
 - (6) In subsection (8), omit paragraph (a) and the word “and” immediately following it.
 - (7) Omit subsection (9).
- 57 In section 47(1) of the Pension Schemes Act 1993 (further provisions concerning entitlement to guaranteed minimum pensions for the purposes of section 46), omit the words from “in any case” to “construed”.
- 58 In section 48(2) of the Pension Schemes Act 1993 (reduced benefits where minimum payments or minimum contributions paid), for “sections 34(4) and” substitute “section”.

Changes to legislation:

There are currently no known outstanding effects for the Social Security (Incapacity for Work) Act 1994, Part II.