
 STATUTORY INSTRUMENTS

1981 No. 330

SOCIAL SECURITY

**The Social Security Pensions (Home Responsibilities and
Graduated Retirement Benefit) Amendment Regulations 1981**

Made - - - - 4th March 1981

Laid before Parliament 12th March 1981

Coming into Operation 3rd April 1981

The Secretary of State for Social Services, in exercise of the powers conferred upon him by paragraph 5(6) of Schedule 3 to the Social Security Act 1975(a) and by section 24(1) of the Social Security Pensions Act 1975(b) and of all other powers enabling him in that behalf, and after agreement by the Social Security Advisory Committee that proposals to make these regulations should not be referred to it(c), hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Social Security Pensions (Home Responsibilities and Graduated Retirement Benefit) Amendment Regulations 1981 and shall come into operation on 3rd April 1981.

Amendment of the Social Security Pensions (Home Responsibilities and Miscellaneous Amendments) Regulations 1978

2.—(1) Regulations 1 and 2 of the Social Security Pensions (Home Responsibilities and Miscellaneous Amendments) Regulations 1978(d) shall be amended in accordance with the following provisions of this regulation.

(2) Paragraph (2) of the said regulation 1 shall be amended by substituting for the words “the Social Security (Overlapping Benefits) Regulations 1975, as amended” the words “the Social Security (Overlapping Benefits) Regulations 1979(e)”.

(3) In the said regulation 2 there shall be substituted for sub-paragraph (c) of paragraph (2) the following sub-paragraph:—

“(c) that a supplementary allowance under the Supplementary Benefits Act 1976(f) was payable to him, he being a person who by reason of his being engaged in caring for an elderly or incapacitated person was excepted, under regulation 6 of the Supplementary Benefit (Conditions of Entitlement) Regulations 1980(g), from the requirement to register for employment as a condition of his right to that allowance.”.

(a) 1975 c. 14; paragraph 5(6) was inserted into that Act by section 19(3) of the Social Security Pensions Act 1975 (c. 60) and was substituted by paragraph 3 of Schedule 1 to the Social Security Act 1979 (c. 18).

(b) 1975 c. 60.

(c) See section 10(2)(b) of the Social Security Act 1980 (c. 30).

(d) S.I. 1978/508.

(e) S.I. 1979/597, amended by S.I. 1980/1927.

(f) 1976 c. 71, as amended by the Social Security Act 1980 (c. 30).

(g) S.I. 1980/1586, to which there are amendments not relevant to these regulations.

Amendment of the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978

3.—(1) Regulation 2 of the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978(a) shall be amended in accordance with the following provisions of this regulation.

(2) In the said regulation 2—

(a) in paragraph (1) the words “Subject to the provisions of paragraph (2) below,” shall be omitted;

(b) paragraph (2) is hereby revoked.

4th March 1981.

Patrick Jenkin,
Secretary of State for Social Services.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the definition in the Social Security Pensions (Home Responsibilities and Miscellaneous Amendments) Regulations 1978 of the expression “precluded from regular employment by responsibilities at home” to take account of the amendment to section 5 of the Supplementary Benefits Act 1976, which is referred to in the definition, made by the Social Security Act 1980 and make one further minor amendment to those Regulations.

The Regulations also revoke regulation 2(2) of the Social Security (Graduated Retirement Benefit) (No. 2) Regulations 1978, which applies the provisions of sections 124 to 126 of the Social Security Act 1975 (increases in rates of benefit) to graduated retirement benefit, to take account of the amendments made to those provisions by the Social Security Act 1980 and by the Social Security (No. 2) Act 1980 (c. 39). They also make a minor consequential amendment to regulation 2(1).

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