

STATUTORY INSTRUMENTS

1984 No. 1259

SOCIAL SECURITY

The Social Security (General Benefit) Amendment Regulations
1984

Made - - - - - 7th August 1984
Laid before Parliament 15th August 1984
Coming into Operation 5th September 1984

The Secretary of State for Social Services, in exercise of the powers conferred upon him by sections 119(3) and 168(1) of, and Schedule 20 to, the Social Security Act 1975(a), and of all other powers enabling him in that behalf, after agreement by the Social Security Advisory Committee that the proposals to make these regulations should not be referred to it(b), hereby makes the following regulations:—

Citation, commencement and interpretation

1.— (1) These regulations may be cited as the Social Security (General Benefit) Amendment Regulations 1984 and shall come into operation on 5th September 1984.

(2) In these regulations, “the principal regulations” means the Social Security (General Benefit) Regulations 1982(c).

Amendment of regulation 9 of the principal regulations

2.— (1) Regulation 9 of the principal regulations shall be amended in accordance with the following provisions of this regulation.

(2) At the beginning of paragraph (6) there shall be inserted the words “Subject to paragraph (6A),”.

(3) After paragraph (6) there shall be inserted the following paragraph—

“(6A) Paragraph (6) shall not apply to days for which there would have been an entitlement to unemployment benefit but for a payment by the Secretary of State in accordance with section 122 of the Employment Protection (Consolidation) Act 1978(d) (employee’s rights on insolvency of employer), in respect of a sum owed by that person’s former employer,

(a) 1975 c.14.

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

(c) S.I. 1982/1408.

(d) 1978 c.44.

where the Secretary of State, in calculating the payment, has made a deduction from that sum on account of unemployment benefit received.”.

Signed by authority of the Secretary of State for Social Services.

Rhodes Boyson,
Minister of State,
Department of Health and Social Security.

7th August 1984.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend regulation 9 of the Social Security (General Benefit) Regulations 1982 so that days for which a person is not entitled to unemployment benefit because the Secretary of State has made a payment to him in respect of money owed by his insolvent employer, are left out of account in determining whether or when that person has exhausted his right to unemployment benefit.

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