SCHEDULES

SCHEDULE 8

WELFARE BENEFITS: MINOR AND CONSEQUENTIAL AMENDMENTS

PART II

INCAPACITY

Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7)

19. The Contributions and Benefits Act has effect subject to the following amendments.

20. In section 21 (contribution conditions)—

(a) in subsection (1), after "other than" insert "short-term incapacity benefit under subsection (1)(b) of section 30A below," and for

"30A below" substitute "subsection (5) of that section"; and

(b) in subsection (2), for "30A" substitute "30A(1)(a)".

21. In section 30B (incapacity benefit: rate), at the end add—

"(8) This section has effect subject to sections 30DD (reduction for pension payments) and 30E (reduction for councillor's allowance) below.".

22.—(1) Section 167A (test of incapacity for work) is amended as follows.

(2) After subsection (2) insert—

"(2A) In subsection (2)(a) above the reference to such information or evidence as is there mentioned includes information or evidence capable of being used for assisting or encouraging the person in question to obtain work or enhance his prospects of obtaining it.".

(3) In subsection (3) (requirement to have medical examination), for "a question arises as to" substitute "it falls to be determined".

(4) After subsection (4) add—

"(5) All information supplied in pursuance of this section shall be taken for all purposes to be information relating to social security.".

23. In section 167B(1) (the "own occupation test"), for "the test applicable is the own occupation test" substitute "the own occupation test is applicable in his case.".

24. In section 172 (Assembly, etc. control of regulations and orders), in subsection (2)(a), after "28(3)," insert "30DD(5)(b) or (c),".