



Social Security Act 1988

1988 CHAPTER 7

General and supplementary

15 Financial provision.

- (1) There shall be paid out of money provided by Parliament—
 - (a) any expenses incurred under this Act by a Minister of the Crown; and
 - (b) any increase attributable to the provisions of this Act in the sums payable out of such money under any other Act.
- (2) There shall be paid out of the National Insurance Fund into the Consolidated Fund, at such times and in such manner as the Treasury may direct, such sums as the Secretary of State may estimate (in accordance with any directions given by the Treasury) to be the amount of the administrative expenses incurred by him under [^{F1}section 9] above, excluding any category of expenses which the Treasury may direct, or any enactment may require, to be excluded from the Secretary of State's estimates under this subsection.
- (3) There shall be paid into the Consolidated Fund any increase by virtue of this Act in sums so payable by virtue of any other Acts.

Textual Amendments

- F1** Words in s. 15(2) substituted (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\), Sch. 2 para. 95](#)

[^{F2}15A. Regulations and orders etc.

- (1) [^{F3}Section 175(2) to (5) of the Social Security Contributions and Benefits Act 1992] (regulations and orders: general provisions) shall apply in relation to any power conferred by any provision of this Act to make orders or regulations under this Act as they apply in relation to any power conferred by that Act to make orders or regulations, but as if for references to that Act there were substituted references to this Act.

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1988, Cross Heading: General and supplementary. (See end of Document for details)

- ^{F4}(2) A statutory instrument^{F4} made by the Secretary of State]—
 - (a) which contains (whether alone or with other provisions) any orders or regulations under this Act, other than orders under section 18 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.

^{F5}(3)]

Subordinate Legislation Made

P1 S. 15A: s. 13(3)(4) (with s. 15A) power exercised by [S.I.1991/585](#).

P2 S. 15A: power exercised by [S.I. 1990/2012](#).

Textual Amendments

F2 S. 15A inserted (13.7.1990) by [Social Security Act 1990 \(c. 27\)](#), **Sch. 6 para. 8(10)**

F3 Words in s. 15A(1) substituted (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), **Sch. 2 para. 96**

F4 Words in [s. 15A\(2\)](#) inserted (20.11.2003 for specified purposes, 7.10.2005 for specified purposes, 27.10.2006 in so far as not already in force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), **ss. 185(2)(a)**, 199(1), 199(4); [S.I. 2005/2278](#), art. 2(2); [S.I. 2006/2817](#), art. 2(a)

F5 [S. 15A\(3\)](#) repealed (20.11.2003 for specified purposes, 7.10.2005 for specified purposes, 27.10.2006 in so far as not already in force) by [Health and Social Care \(Community Health and Standards\) Act 2003 \(c. 43\)](#), **ss. 185(2)(b)**, 199(1), 199(4), **Sch. 14 Pts. 5**; [S.I. 2005/2278](#), art. 2(2); [S.I. 2006/2817](#), art. 2(a)

16 Minor and consequential amendments and repeals.

- (1) The enactments mentioned in Schedule 4 to this Act shall have effect with the amendments there specified (being minor amendments and amendments consequential on the foregoing provisions of this Act).
- (2) The enactments mentioned in Schedule 5 to this Act (which include enactments already obsolete or unnecessary) are repealed to the extent specified in the third column of that Schedule.

17^{F6}

Textual Amendments

F6 [Ss. 1–8, 10, 11, 17](#), words in [s. 18\(2\)](#); [Sch. 1](#); [Sch. 2 para. 1\(1\)](#), [Sch. 3](#); [Sch. 4 paras. 3–20, 23–30](#) repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#)

18 Commencement.

- (1) The provisions of this Act to which this subsection applies shall come into force on the day this Act is passed.

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1988, Cross Heading: General and supplementary. (See end of Document for details)

- (2) Subsection (1) above applies to the following provisions of this Act—
.....^{F7},
section 16(2), so far as it relates—
(a) to sections 45, 45A, 46, 47B and 66 of the Social Security Act 1975;
(b) to Schedule 1 to the ^{M1}Social Security Act 1980; and
(c) to section 13(4)(a) of the ^{M2}Social Security Act 1985;
section 17;
this section;
sections 19 and 20.
- (3) Subject to subsections (1) and (2) above, this Act shall come into force on such day as the Secretary of State may by order . . . ^{F8} appoint, and different days may be appointed in pursuance of this section for different provisions or different purposes of the same provision.
- (4) The Secretary of State may by regulations . . . ^{F8} 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 which is repealed or amended by a provision of this Act during any period when the repeal or amendment is not wholly in force.
- (5) Regulations under subsection (4) above may make modifications of any enactment contained in this or in any other Act.
- (6) In subsection (5) above “modifications” includes additions, omissions and amendments.
- (7) ^{F9}

Textual Amendments

- F7** Ss. 1–8, 10, 11, 17, words in s. 18(2); Sch. 1; Sch. 2 para. 1(1), Sch. 3; Sch. 4 paras. 3–20, 23–30 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#)
- F8** Words in s. 18(3)(4) repealed (13.7.1990) by [Social Security Act 1990 \(c. 27\)](#), Sch. 6 para. 8(11)(b), [Sch. 7](#)
- F9** S. 18(7)(8) repealed (13.7.1990) by [Social Security Act 1990 \(c. 27\)](#), Sch. 6 para. 8(11)(c), [Sch. 7](#)

Modifications etc. (not altering text)

- C1** Power of appointment conferred by s. 18(3) fully exercised (except as to s. 5 which has been repealed): [S.I.1988/520](#), 1226 and 1857

Marginal Citations

- M1** [1980 c. 30](#).
- M2** [1985 c. 53](#).

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1988, Cross Heading: General and supplementary. (See end of Document for details)

19 Extent.

- (1) Subsection (1) of section 14 above extends only to England and Wales and subsection (2) of that section extends only to Scotland.
- (2) Sections 17 and 20(1) of this Act and this section extend to Northern Ireland, and section 18(1) and (2) extend there so far as they relate to those provisions.
- (3) The extent of any amendment or repeal of an enactment in Schedule 4 or 5 to this Act is the same as that of the enactment amended or repealed.
- (4) Subject to the foregoing provisions of this section, this Act does not extend to Northern Ireland.

20 Citation.

- (1) This Act may be cited as the Social Security Act 1988.
- (2) Sections 1 to 12 above (including Schedules 1 to 3 to this Act) and sections 15 to 19 above (including Schedules 4 and 5) and this section, so far as they have effect for the purposes of sections 1 to 12 above, may be cited together with the Social Security Acts 1975 to 1986 and the ^{M3}Social Fund (Maternity and Funeral Expenses) Act 1987 as the Social Security Acts 1975 to 1988.

Marginal Citations

M3 1987 c. 7.

Changes to legislation:

There are currently no known outstanding effects for the Social Security Act 1988, Cross
Heading: General and supplementary.