
STATUTORY RULES OF NORTHERN IRELAND

2016 No. 250

The Welfare Supplementary Payment (Loss of Disability Living Allowance) Regulations (Northern Ireland) 2016

PART 1

INTRODUCTION

Interpretation

2.—(1) In these Regulations—

“the 1998 Order” means the Social Security (Northern Ireland) Order 1998(1);

“the 2015 Order” means the Welfare Reform (Northern Ireland) Order 2015;

“appeal tribunal” means the appeal tribunal constituted under Chapter 1 of Part II of the 1998 Order;

“award” in relation to disability living allowance, means the award having effect immediately prior to its termination under regulation 17(1) of the Transitional Provisions Regulations;

“Commissioner” means the Chief Social Security Commissioner or any other Social Security Commissioner and includes a tribunal of 2 or more Commissioners constituted under Article 16(7) of the 1998 Order;

“daily living activities” and “mobility activities” have the same meaning as in Part 5 of the 2015 Order;

“decision notice” means the decision notice under regulation 53(3) of the Social Security and Child Support (Decisions and Appeals) Regulations (Northern Ireland) 1999(2);

“disability living allowance” means disability living allowance under section 71 of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(3);

“transfer claimant” has the same meaning as in the Transitional Provisions Regulations;

“transitional assessment determination” means the determination, under regulation 4 of the Personal Independence Payment Regulations (Northern Ireland) 2016(4) of a claim for personal independence payment made by a transfer claimant;

“the Transitional Provisions Regulations” means the Personal Independence Payment (Transitional Provisions) Regulations (Northern Ireland) 2016(5).

(2) The transition date is the date on which—

(1) [S.I. 1998/1506 \(N.I. 10\)](#)

(2) [S.R. 1999 No. 162](#); regulation 53(3) was amended by regulation 7(10)(a) of [SR 2005 No. 46](#)

(3) [1992 c. 7](#); section 71 was amended by Article 64(1) of the Welfare Reform and Pensions (Northern Ireland) Order 1999 ([S.I. 1999/3147 \(N.I. 11\)](#))

(4) [S.R. 2016 No. 217](#)

(5) [S.R. 2016 No. 227](#)

- (a) the Department sends a notification to the person in accordance with regulation 3(1) of the Transitional Provisions Regulations inviting the person to make a claim for personal independence payment; or
- (b) the person makes a claim for personal independence payment in accordance with regulation 4 of the Transitional Provisions Regulations.