

2022 No. 132 (C. 14)

SOCIAL SECURITY

**The Welfare Reform (Northern Ireland) Order 2015
(Commencement No. 16 and Commencement No. 8, 13 and 14
and Transitional and Transitory Provisions (Amendment)) Order
(Northern Ireland) 2022**

Made - - - -

21st March 2022

The Department for Communities^(a) makes the following Order in exercise of the powers conferred by Article 2(2), (3)(a) and (4) of the Welfare Reform (Northern Ireland) Order 2015^(b).

The Powers are exercisable by the Department by virtue of Article 2 the Welfare Reform (Northern Ireland) Order 2015 (Cessation of Transitory Provision) Order 2020^(c).

Citation

1. This Order may be cited as the Welfare Reform (Northern Ireland) Order 2015 (Commencement No. 16 and Commencement No. 8, 13 and 14 and Transitional and Transitory Provisions (Amendment)) Order (Northern Ireland) 2022.

Interpretation

2. In this Order—

“the No.8 Order” means the Welfare Reform (Northern Ireland) Order 2015 (Commencement No. 8 and Transitional and Transitory Provisions) Order 2017;^(d)

“the No.14 Order” means the Welfare Reform (Northern Ireland) Order 2015 (Commencement No. 14 and Savings and Transitional Provisions) Order 2019^(e).

Full commencement of universal credit

3. 30th March 2022 (“the appointed day”) is the appointed day for the coming into operation of the provisions of the Welfare Reform (Northern Ireland) Order 2015 listed in Schedule 1 (universal credit provisions coming into operation in relation to certain claims and awards) to the No. 8 Order, in so far as they are not already in operation.

(a) See section 1(7) of the Departments Act (Northern Ireland) 2016 (c.5 N.I.)
(b) S.I. 2015/2006 (N.I. 1)
(c) S.I. 2020/927
(d) S.R. 2017 No. 190 (c. 11)
(e) S.R 2019 No. 7 (c. 2)

Removal of restriction preventing frontier workers from claiming universal credit

4.—(1) The amendments of the No. 14 Order set out in paragraphs (3) and (4) have effect from the appointed day.

(2) The No. 14 Order is amended as follows.

(3) In Article 1 (citation and interpretation), omit paragraph (3).

(4) In Article 2 (appointed day – coming into operation of universal credit provisions and abolition of income-related employment and support allowance and income-based jobseeker’s allowance), omit paragraph (11).

Consequential Amendments

5. The consequential amendments set out in the Schedule have effect from the appointed day.

Sealed with the Official Seal of the Department for Communities on 21st March 2022.

(L.S.)

Anne McCleary
A senior officer of the Department

SCHEDULE

Article 5

Consequential Amendments

1.—(1) The No. 8 Order is amended as follows.

(2) In Article 8(1) (transitional provision where the Department determines that claims for universal credit may not be made: effect on claims for employment and support allowance and jobseeker’s allowance), omit “or article 2(11) of the Welfare Reform (Northern Ireland) Order 2015 (Commencement No. 14 and Savings and Transitional Provisions) Order 2019 (no claims for universal credit by frontier workers)”.

(3) In Article 24(2) (transitional provision: claims for housing benefit, income support or a tax credit), omit “or by virtue of article 2 (11) of the Welfare Reform (Northern Ireland) Order 2015 (Commencement No. 14 and Savings and Transitional Provisions) Order 2019 (no claims for universal credit by frontier workers)”.

2.—(1) The Welfare Reform (Northern Ireland) Order 2015 (Commencement No. 13 and Savings and Transitional Provisions and Commencement No. 8 and Transitional and Transitory Provisions (Amendment) Order 2019(a) is amended as follows.

(2) In Article 8 (transitional provision: where restrictions on claims for universal credit are in place)—

(a) at the end of paragraph (1)(a) insert “or”; and

(b) omit subparagraph (1)(c) and the “or” preceding it.

(a) S.R. 2019 No. 4, as amended by S.R. 2019 No. 7

Explanatory Note

(This note is not part of the Order)

This Order is a further stage in the replacement of six existing benefits by universal credit.

Article 3 brings into operation provisions of the Welfare Reform (Northern Ireland) Order 2015, as listed in Schedule 1 to the Welfare Reform (Northern Ireland) Order 2015 (Commencement No.8 and Transitional and Transitory Provisions) Order 2017, in so far as they are not already in operation. Existing awards of the benefits which universal credit replaces are not affected.

Article 4 removes the restriction on universal credit claims by frontier workers (e.g. a person who does not reside in Great Britain or Northern Ireland but who works in Great Britain or Northern Ireland) and, accordingly, subject to any other exception that may apply, a person may not make a claim for a tax credit.

Article 5 and the Schedule contain amendments consequential on article 4.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Welfare Reform (Northern Ireland) Order 2015 (N.I. 1) were brought into operation by a Statutory Instrument or Statutory Rule which was made before this Order was made.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 6 (partially)	27th September 2017	2017 No. 190
Article 6 (partially)	15th November 2017	2017 No. 216
Article 6 (partially)	13th December 2017	2017 No. 216
Article 6 (partially)	17th January 2018	2018 No. 1
Article 6 (partially)	7th February 2018	2018 No. 1
Article 6 (partially)	21st February 2018	2018 No. 1
Article 6 (partially)	7 th March 2018	2018 No.1
Article 6 (partially)	16th May 2018	2018 No. 97
Article 6 (partially)	30th May 2018	2018 No. 97
Article 6 (partially)	13th June 2018	2018 No. 97
Article 6 (partially)	27th June 2018	2018 No. 197
Article 6 (partially)	5th September 2018	2018 No.138
Article 6 (partially)	19th September 2018	2018 No. 138
Article 6 (partially)	3rd October 2018	2018 No. 138
Article 6 (partially)	17th October 2018	2018 No. 138
Article 6 (partially)	31st October 2018	2018 No. 138
Article 6 (partially)	14th November 2018	2018 No. 138
Article 6 (partially)	5th December 2018	2018 No. 138
Article 6 (partially)	1st February 2019	2019 No. 7
Article 7 (partially)	2nd May 2016	2016 No. 215
Articles 7 to 29 (partially)	As Article 6	As Article 6
Articles 9 to 17 (partially)	2nd May 2016	2016 no. 215
Articles 18 to 27 (partially)	2nd May 2016	2016 No. 215
Article 29 (partially)	2nd May 2016	2016 No. 215
Article 30 (partially)	2nd May 2016	2016 No. 215
Articles 31 and 32 (partially)	2nd May 2016	2016 no. 215
Articles 31 and 32 (partially)	As Article 6	As Article 6
Article 33	2nd May 2016	2016 no. 215
Article 34 and 35	27th September 2017	2017 No. 190
Articles 36 to 38	2nd May 2016	2016 No. 215
Article 37	15th May 2019	2019 No. 4

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 39 (partially)	2nd May 2016	2016 No. 215
Article 39 (partially)	As Article 6	As Article 6
Articles 41 and 42	2nd May 2016	2016 No. 215
Article 43 (partially)	2nd May 2016	2016 No.215
Article 43 (remaining)	27th September 2017	2017 No.190
Article 44	27th September 2017	2017 No. 190
Articles 45 to 47 (partially)	2nd May 2016	2016 No. 215
Articles 45 and 46 (remaining)	27th September 2017	2017 No. 190
Articles 48 and 49	2nd May 2016	2016 No. 215
Article 50 (partially)	2nd May 2016	2016 No. 215
Article 50 (partially)	27th September 2017	2017 No. 190
Articles 51 and 52 (partially)	1st June 2016	2016 No. 234
Articles 51 and 52 (remaining)	27th September 2017	2017 No. 190
Article 53	17th February 2016	2016 No. 46
Article 54	2nd May 2016	2016 No.215
Article 55 (partially)	2nd May 2016	2016 No. 215
Article 55 (partially)	27th September 2017	2017 No. 190
Article 56	17th February 2017	2016 No. 46
Article 57 (partially)	17th March 2016	2016 No. 46
Article 57 (remaining)	28th November 2016	2016 No. 46
Article 58	28th November 2016	2016 No. 46
Article 59	17th February 2016	2016 No. 46
Article 60 (partially)	2nd May 2016	2016 No. 215
Article 60 (partially)	27th September 2017	2017 No. 190
Article 61	27th September 2017	2017 No. 190
Article 62	1st June 2016	2016 No. 234
Article 63 (partially)	2nd May 2016	2016 No. 215
Article 63 (partially)	27th September 2017	2017 No. 190
Article 64	16th January 2017	2016 No. 46
Article 70 (partially)	1st June 2016	2016 No. 234
Article 70 (remaining)	31st October 2016	2016 No. 234
Article 71	31st October 2016	2016 No. 234
Article 72 (partially)	2nd May 2016	2016 No. 215
Article 72 (partially)	1st June 2016	2016 No. 234
Articles 73 and 74	31st October 2016	2016 No. 234
Article 76 (partially)	31st March 2017	2016 No. 411
Article 76 (partially)	28th November 2016	2016 No. 411
Articles 77 to 79	17th February 2016	2016 No. 46
Articles 82 to 84 (partially)	2nd May 2016	2016 No. 215
Articles 82 to 84 (remaining)	20th June 2016	2016 No. 215
Articles 85 and 86	2nd May 2016	2016 No. 215
Article 87	20th June 2016	2016 No. 215
Article 88 (partially)	2nd May 2016	2016 No. 215
Article 88 (remaining)	20th June 2016	2016 No. 215
Articles 88 to 91	2nd May 2016	2016 No. 215
Article 92 (partially)	2nd May 2016	2016 No. 215
Article 92 (remaining)	20th June 2016	2016 No. 215
Articles 93 and 94	20th June 2016	2016 No. 215
Articles 96 to 99	2nd May 2016	2016 No. 215
Article 100 (partially)	2nd May 2016	2016 No. 215
Article 100 (remaining)	20th June 2016	2016 No. 215
Articles 101 and 102	17th February 2016	2016 No. 46

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Articles 103 to 106	2nd May 2016	2016 No. 215
Article 107 (partially)	17th March 2016	2016 No. 166
Article 108	2nd May 2016	2016 No. 215
Article 109 (partially)	4th April 2016	2016 No. 46
Article 109 (partially)	2nd May 2016	2016 No. 215
Article 109 (partially)	20th June 2016	2016 No. 215
Article 109 (remaining)	27th September 2017	2017 No. 190
Article 110 (partially)	2nd May 2016	2016 No. 215
Article 110 (remaining)	20th June 2016	2016 No. 215
Articles 111 to 113	17th February 2016	2016 No. 46
Articles 115 and 116	4th April 2016	2016 No. 46
Articles 117 and 118 (partially)	2nd May 2016	2016 No. 215
Articles 120 to 125	17th February 2016	2016 No. 46
Article 127 (partially)	17th February 2016	2016 No. 46
Articles 129 to 133	17th February 2016	2016 No. 46
Article 134	27th September 2017	2017 No. 190
Articles 135 to 140	17th February 2016	2016 No. 146
Schedule 1 (partially)	2nd May 2016	2016 No. 215
Schedule 2 (partially)	2nd May 2016	2016 No. 215
Schedule 2 (partially)	10th July 2017	2017 No. 118
Schedule 2 (partially)	27th September 2017	2017 No. 190
Schedule 2 (partially)	15th May 2019	2019 No. 4
Schedule 2 (partially)	18th August 2021	2021 No. 239
Schedule 3 (partially)	2nd May 2016	2016 No. 215
Schedule 3 (partially)	As Article 6	As Article 6
Schedule 5 (partially)	2nd May 2016	2016 No. 215
Schedule 6	2nd May 2016	2016 No. 215
Schedule 7 (partially)	2nd May 2016	2016 No. 215
Schedule 7 (partially)	1st June 2016	2016 No. 234
Schedule 7 (partially)	27th September 2017	2017 No. 190
Schedule 8 (partially)	28th November 2016	2016 No. 411
Schedule 8 (partially)	31st March 2017	2016 No. 411
Schedule 8 (remaining)	27th September 2017	2017 No. 190
Schedule 9 (partially)	2nd May 2016	2016 No. 215
Schedule 9 (partially)	20th June 2016	2016 No. 215
Schedule 10	2nd May 2016	2016 No. 215
Schedule 11 (partially)	17th March 2016	2016 No. 166
Schedule 12 (partially)	28th November 2016	2016 No. 411
Schedule 12 (partially)	31st March 2017	2016 No. 411
Schedule 12 (partially)	17th February 2016	2016 No. 46
Schedule 12 (partially)	31st October 2016	2016 No. 234
Schedule 12 (partially)	27th September 2017	2017 No. 190
Schedule 12 (partially)	As Article 6	As Article 6

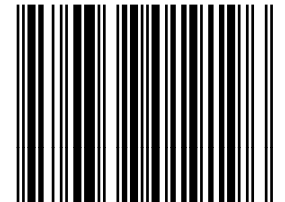
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£6.90

<http://www.legislation.gov.uk/id/misr/2022/132>

ISBN 978-0-33-801919-6



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