



Social Security (Consequential Provisions) Act 1975

1975 CHAPTER 18

U.K.

An Act to make provision consequential on, and in connection with, the Social Security Act 1975, the Industrial Injuries and Diseases (Old Cases) Act 1975, the Social Security (Northern Ireland) Act 1975 and the Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975. [20th March 1975]

Commencement Information

II Act not in force at Royal Assent see [s. 3\(2\)](#)

1 Repeals; amendments of statute book. **U.K.**

- (1) In consequence of, and in connection with, the following consolidation Acts, namely—
 - the ^{M1}Social Security Act 1975,
 - the ^{M2}Industrial Injuries and Diseases (Old Cases) Act 1975,
 - the ^{M3}Social Security (Northern Ireland) Act 1975, and
 - the ^{M4}Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975,(which Acts are together referred to in this Act as “the consolidations”) the following provisions of this section shall have effect.
- (2) The enactments specified in Schedule 1 to this Act are hereby repealed to the extent specified in the third column of that Schedule.
- (3) The enactments specified in Schedule 2 to this Act shall have effect subject to the amendments there specified.
- (4) Where this Act amends an enactment of the Parliament of Northern Ireland or of the Northern Ireland Assembly, or an Order made under, or having the same effect as, an enactment of that Parliament or that Assembly, the enactment or Order as amended

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

shall be subject to the ^{M5}Interpretation Act (Northern Ireland) 1954 in the same way as an enactment of that Parliament or that Assembly is so subject.

Modifications etc. (not altering text)

- C1** The text of s. 1(2)(3) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1** 1975 c. 14.
M2 1975 c. 16.
M3 1975 c. 15.
M4 1975 c. 17.
M5 1954 c. 33 (N.I.)

2 Transitional provisions and savings. U.K.

- (1) The provisions of Part I of Schedule 3 to this Act (which essentially reproduce those of Schedule 26 to the ^{M6}Social Security Act 1973) shall have effect with respect to the transition from the operation of the National Insurance Acts 1965 to 1974 and the corresponding Northern Ireland legislation, and the other enactments repealed by the 1973 Act, to the operation of—
- (a) Parts II and III of the 1973 Act; and
 - (b) so much of the new Act as replaces by consolidation provisions of the 1973 Act and the legislation amending it.
- (2) In connection with the consolidations, and with the repeals made by this Act, the further transitional provisions and savings contained in Parts II and III of Schedule 3 to this Act shall have effect; but no specific provision in Part III is to be regarded as prejudicing any general provision elsewhere in this Act.
- (3) Where any provision of Schedule 3 to this Act confers power to make an Order in Council or regulations, then—
- (a) in so far as the power is exercisable in relation to Great Britain, or to the United Kingdom as a whole, [^{F1}sections 189 and 190(3) of the Social Security Administration Act 1992] apply to the power, and to any instrument by means of which the power is exercised, as if the provision were contained in that Act; and
 - (b) in so far as the power is exercisable in relation to Northern Ireland only, [^{F2}sections 165 and 166(4), (6) and (11) of the Social Security Administration (Northern Ireland) Act 1992] apply to the power, and to any instrument by means of which the power is exercised, as if the provision were contained in that Act.
- (4) Section 38 of the ^{M7}Interpretation Act 1889 (effect of repeals)—
- (a) has effect in relation to any enactment repealed by this Act and re-enacted in any of the consolidations as if the repeal were made by the consolidation and not by this Act;
 - (b) has the same operation in relation to any repeal by this Act of an enactment of the Parliament of Northern Ireland or of the Northern Ireland Assembly (or of any provision of an Order made under, or having the same effect as, such

Status: Point in time view as at 07/02/1994.

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an enactment) as it has in relation to the repeal of an Act of the Parliament of the United Kingdom (references in section 38 of the 1889 Act to Acts and enactments being construed accordingly);

but nothing in this subsection or in Schedule 3 to this Act affects the general operation of section 38 of the 1889 Act with regard to the effect of repeals.

Textual Amendments

F1 Words in s. 2(3)(a) substituted (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992](#) (c. 6), ss. 4, 7(2), [Sch. 2 para.15](#)

F2 Words in s. 2(3)(b) substituted (1.7.1992) by [Social Security \(Consequential Provisions\) \(Northern Ireland\) Act 1992](#) (c. 9), ss. 4, 7(2), [Sch. 2 para.11](#)

Modifications etc. (not altering text)

C2 References to [Interpretation Act 1889](#) (c. 63), s. 38 to be construed as references to [Interpretation Act 1978](#) (c. 30), ss. 16(1), 17(2)(a); [Interpretation Act 1978](#) (c. 30), s. 25(2)

Marginal Citations

M6 1973 c. 38.

M7 1889 c. 63.

3 Entry into force of consolidations and this Act. **U.K.**

(1) Provisions of—

the 1973 Act,

the ^{M8}National Insurance Act 1974,

the ^{M9}National Insurance Measure (Northern Ireland) 1974,

the ^{M10}Social Security Amendment Act 1974, and

the ^{M11}Social Security Benefits Act 1975,

which are made (whether by the Act or Measure itself or by an instrument made under an enactment) to come into force on 6th April 1975 do so in that order, except that paragraph 39 of Schedule 4 to the ^{M12}National Insurance Act 1974 and section 8(7) of the ^{M13}Social Security Benefits Act 1975 (both of which make minor amendments of the repeals Schedule to the 1973 Act) come into force before that Act.

(2) Subject to the following subsections, the consolidations and this Act come into force as soon as all the provisions mentioned in subsection (1) above have done so.

(3) Nothing in the consolidations or this Act affects so much of any order under section 101 of the 1973 Act (commencement) or regulations under Schedule 26 to that Act (transition from old system of national insurance to new system of social security) as provides for an enactment repealed by that Act or this Act to continue wholly or partly in force on and after 6th April 1975 or has the effect of it so doing.

(4) Where any provision of the 1973 Act is re-enacted in the consolidations with amendments made by the ^{M14}Social Security Benefits Act 1975, having come into force subject to any modification contained in an order under Part I of Schedule 5 to the said Act of 1975 (commencement etc.), the provision as re-enacted has effect subject to the same modification.

(5) To the extent that any provision contained in the consolidations was, immediately before 6th April 1975, not yet in force and dependent for its entry into force—

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

- (a) on an order under—
the 1973 Act, section 101;
the ^{M15}National Insurance Act 1974, Schedule 5, paragraph 1;
the ^{M16}National Insurance Measure (Northern Ireland) 1974, Schedule 5, paragraph 1;
the ^{M17}Social Security Amendment Act 1974, section 6(4); or
the ^{M18}Social Security Benefits Act 1975, Schedule 5, paragraph 1; or
- (b) on any regulation made under the 1973 Act, Schedule 26,
(not being an order or regulation of which the effect is to bring that provision into force on 6th April 1975), that provision shall continue so dependent notwithstanding that it is repealed and re-enacted (in the consolidations or this Act) and the order or regulation does not any longer apply to it in terms.

Marginal Citations

M8	1974 c. 14.
M9	1974 c. 4 (N.I.)
M10	1974 c. 58.
M11	1975 c. 11.
M12	1974 c. 14.
M13	1975 c. 11.
M14	1975 c. 11.
M15	1974 c. 14.
M16	1974 c. 4 (N.I.)
M17	1974 c. 58.
M18	1975 c. 11.

4 Interpretation. **U.K.**

(1) In this Act—

“enactment” includes an enactment of the Parliament of Northern Ireland or of the Northern Ireland Assembly and an Order made under, or having the same effect as, such an enactment;

“the new Act” means the ^{M19}Social Security Act 1975 or, as this Act applies to Northern Ireland, the ^{M20}Social Security (Northern Ireland) Act 1975; and

“the Old Cases Act” means the ^{M21}Industrial Injuries and Diseases (Old Cases) Act 1975 or, as this Act applies to Northern Ireland, the ^{M22}Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975;

and (except where otherwise stated) expressions defined in the new Act have the same meaning in this Act as in that Act.

(2) In Schedule 3 to this Act, “the appointed day”—

- (a) for the purposes of any provision of that Schedule which replaces one from Schedule 26 to the 1973 Act, has the same meaning as it there had by virtue of section 101(2)(b) of that Act;
- (b) in relation to any provision of the consolidations entering into force on any later day than 6th April 1975, means that later day; and
- (c) otherwise means 6th April 1975; and

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

“the 1975 amending Act” means the ^{M23}Social Security Benefits Act 1975.

- (3) References in this Act to any enactment, except so far as the context otherwise requires, are to that enactment as amended or extended by or under any other enactment including an enactment contained in any of the consolidations or in this Act.

Marginal Citations

- M19** 1975 c. 14.
M20 1975 c. 15.
M21 1975 c. 16.
M22 1975 c. 17.
M23 1975 c. 11.

5 Extent. U.K.

- (1) Section 1 of, and Schedules 1 and 2 to, this Act extend to Northern Ireland so far as they operate to repeal or amend an enactment in force in Northern Ireland.
- (2) The remainder of this Act extends to Northern Ireland except where it is otherwise stated, and except so far as by its terms or effect it is capable of extending to Great Britain only or to England and Wales or Scotland only, or replaces provisions of earlier Acts not extending to Northern Ireland.

6 Citation. U.K.

This Act may be cited as the Social Security (Consequential Provisions) Act 1975.

Status: Point in time view as at 07/02/1994.

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SCHEDULES

SCHEDULE 1 **U.K.**

Section 1(2)

REPEALS

Modifications etc. (not altering text)

- C3** The text of Schedule 1 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

PART I **U.K.**

ENACTMENTS OF THE PARLIAMENT OF THE UNITED KINGDOM

Schedule 1 Schedule 1

Chapter	Short Title	Extent of repeal
9 & 10 Geo. 6. c. 62.	National Insurance (Industrial Injuries) Act 1946.	The whole Act, so far as unrepealed.
10 & 11 Geo. 6. c. 41.	Fire Services Act 1947.	In section 26(2) the words "national insurance and".
11 & 12 Geo. 6. c. 39.	Industrial Assurance and Friendly Societies Act 1948.	In section 7, the words "national insurance and".
14 & 15 Geo. 6. c. 27.	Fire Services Act 1951.	In section 2(4), the words "national insurance and".
4 & 5 Eliz. 2. c. 19.	Friendly Societies Act 1955.	In section 9(1), the words "national insurance and".
7 & 8 Eliz. 2. c. 65.	Fatal Accidents Act 1959.	In section 2(2), the words "national insurance and".
7 & 8 Eliz. 2. c. 69.	Wages Councils Act 1959.	In section 14(1)(a), the words "national insurance and".
10 & 11 Eliz. 2. c. 12.	Education Act 1962.	In section 9, in the proviso to subsection (3), the words "national insurance and".
1964 c. 81.	Diplomatic Privileges Act 1964.	In section 2(4), the words "national insurance and".
1965 c. 51.	National Insurance Act 1965.	The whole Act.
1965 c. 52.	National Insurance (Industrial Injuries) Act 1965.	The whole Act.
1965 c. 53.	Family Allowances Act 1965.	In section 19(1) the definitions of "the Insurance Act" and "the Social Security Act".
1966 c. 6.	National Insurance Act 1966.	The whole Act, except section 13(2).
1966 c. 10.	Commonwealth Secretariat Act 1966.	In the Schedule, in paragraph (2), the words "national insurance and".
1966 c. 20.	Supplementary Benefit Act 1966 (The Ministry of Social Security Act 1966).	In Schedule 2, in paragraph 11, sub-paragraph (3).
1967 c. 25.	National Insurance (Industrial Injuries) (Amendment) Act 1967.	The whole Act.
1967 c. 28.	Superannuation (Miscellaneous Provisions) Act 1967.	In section 13(2), the words "national insurance and".

Schedule 1 Schedule 1

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Chapter	Short Title	Extent of repeal
1967 c. 34.	Industrial Injuries and Diseases (Old Cases) Act 1967.	The whole Act.
1967 c. 73.	National Insurance Act 1967.	The whole Act.
1967 c. 90.	Family Allowances and National Insurance Act 1967.	In section 1, subsection (4). In section 2, subsection (3). In section 4, in subsection (1), paragraph (b); and in subsection (2), paragraphs (b) and (c). Schedule 2. In Schedule 3, paragraphs 1, 3, 5(2), 6 and 7.
1968 c. 18.	Consular Relations Act 1968.	In section 1(6), the words "national insurance and".
1968 c. 40.	Family Allowances and National Insurance Act 1968.	The whole Act.
1968 c. 48.	International Organisations Act 1968.	In Schedule 1, in paragraph 13, the words "national insurance and".
1969 c. 44.	National Insurance Act 1969.	Section 7. In section 8(2), paragraphs (b) and (c). In section 11, in subsection (1), all after the first "1969" in subsection (2); and in subsection (3) the words from the beginning to "the paragraph". Schedule 6.
1971 c. 50.	National Insurance Act 1971.	The whole Act.
1971 c. 73.	Social Security Act 1971.	Section 4. Section 4A. Section 6. Section 7(2). In section 11, paragraphs (a) and (b) of subsection (1), and subsections (4) and (5); in subsection (7), all the words preceding "this Act", and the words "except section 10 thereof".
1972 c. 57.	National Insurance Act 1972.	The whole Act.
1972 c. 80.	Pensioners' Payments and National Insurance Contributions Act 1972.	Section 2.
1973 c. 15.	Administration of Justice Act 1973.	In section 3(3), the words from "and section 2" onwards. In Schedule 1, in paragraph 8(1), the words "national insurance and".
1973 c. 38.	Social Security Act 1973.	In section 1, subsections (1) to (6) and (10). Sections 2 to 22. In section 23, subsections (2) to (6).

Schedule 1
 Schedule 1

Chapter	Short Title	Extent of repeal
1973 c. 38— cont.	Social Security Act 1973— cont.	Sections 24 to 50. Section 64. Section 67. In section 88, in subsection (1), the words "and the Industrial Injuries Act" and the words from "being" to "that section"; in subsection (2), the words from "being" to "1971" and from "and, to the extent" to the end of the subsection. In section 89(3) the words "in Part III of the Industrial Injuries Act". Section 90. In section 92, in subsection (2), paragraphs (a) and (b) and the words "benefit or other" in paragraph (c); in subsection (4) the words from "being" to "1969" and from "and so much" onwards; in subsection (5) the words "at the Industrial Injuries Act", "the National Insurance Fund", "section 84(1)(a) to (c) or (1A)(a) or", and "section 65 of the former principal Act or"; and subsection (8). In section 93, in subsection (2), paragraph (a); and subsection (3). Section 94. In section 95, in subsection (2) the words "84(1) to (5) and 84(2) to (8), (10) and (11)", "84(6), 87", "94(9)" and "Schedule 23 and". In section 96, in subsection (2) the words "an Order in Council" and "Orders in Council"; in subsection (3), the words "an Order in Council", "Her Majesty or", "as the case may be" and "Order in Council"; in subsection (4), the words "an Order in Council or", "Order in Council or" and "Order in Council or, as the case may be"; subsection (5); in subsection (6), the words from "other than" to "Act or of the Industrial Injuries

Schedule 1
 Schedule 1

Status: Point in time view as at 07/02/1994.

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Chapter	Short Title	Extent of repeal
1973 c. 38— cont.	Social Security Act 1973 —cont.	<p>Act"; and subsections (7) and (8).</p> <p>In section 97, subsections (1) and (2); and, in subsection (4) the words "48(2) or".</p> <p>In section 98(1), the words "Without prejudice to section 48(2) of this Act".</p> <p>In section 99, in subsection (1) the definitions of "basic scheme", "basic scheme contribution", "basic scheme benefits" and similar expressions, "benefit year", "confinement", "current", "family allowance", "the Family Allowances Act", "the former principal Act", "incapable of work", "the Industrial Injuries Act", "Industrial Injuries Act", "the Joint Authority", "the Old Cases Act", "week", "year", and the definitions added to subsection (1) by Schedule 1 to the Social Security Amendment Act 1974; in subsection (3), the words following "State", subsections (8) and (9), (11) and (12); and in subsection (17), the words "48" and "an Order in Council" (twice).</p> <p>Section 100(1), Schedules 1 to 14.</p> <p>Schedule 21.</p> <p>In Schedule 22, the words inserted at the end of paragraph 1(6) by the Social Security Amendment Act 1974, Schedule 1; in paragraph 2(1) the words from "or (b) whether" onwards; and paragraph 12.</p> <p>In Schedule 23, paragraph 8; in sub-paragraph (3), all the words preceding "evidence", sub-paragraph (4) and in sub-paragraph (5) the words "or (4)", in paragraphs 10(1) and 11(1), the words "or 8(a)"; in paragraph 14, sub-paragraph (3) and in sub-paragraph (4) the words "(2) and" and "(a) primary Class</p>

Schedule 1
Schedule 1

Chapter	Short Title	Extent of repeal
1973 c. 38— cont.	Social Security Act 1973 —cont.	<p>1 or Class 2 contributions; or"; and paragraph 15.</p> <p>In Schedule 25, paragraphs 3 to 7; in paragraph 10(1), in the paragraph substituted for Schedule 23 paragraph 11, the words "or 8(a)"; paragraphs 11 to 13, and 15(1), (2); in paragraph 15(3), the words "regulations and", the words from "other than" to "1966" and the words "and, in the case of those made under this Act"; in paragraph 15(3A) (inserted by Schedule 1 to the Social Security Amendment Act 1974) the words "or the Department of Manpower Services for Northern Ireland" and "regulations or"; and Parts III and IV.</p> <p>Schedule 26.</p> <p>In Schedule 27, paragraphs 1 to 5, 8, 11, 13, 25, 25 to 49, 49 to 52, 60 to 63, 65, 66, 68 to 71, 73 to 77, 79, 81 to 84, 86, 87, 89 to 95, 99, 102, 105, 106, 108, 113 to 116, 122, 124, 125, 127, 129 to 162, 164 to 166, 168 to 174 and 176.</p>
1973 c. 42.	National Insurance and Supplementary Benefit Act 1973.	<p>Sections 1 and 3 to 5.</p> <p>In section 8(1), the words from "but" to the end.</p> <p>In section 9, subsection (7); in each of subsections (3) and (4), paragraphs (a) to (c); and subsection (5).</p> <p>In Schedule 5, every entry in the Table in paragraph 2(1) except the entries for the Ministry of Social Security Act 1966 and the Supplementary Benefit (Determination of Requirements) Regulations 1972, paragraphs 2(2) and (3), and 3 to 6.</p>
1973 c. 61.	Pensioners' Payments and National Insurance Act 1973.	<p>Schedules 6 and 7.</p> <p>Sections 5, 6 and 8.</p> <p>In the Schedule, the first six entries (that is to say, down to but excluding the Social Security Act 1973).</p>
1974 c. 14.	National Insurance Act 1974.	<p>Sections 1 to 4.</p> <p>Section 6(2).</p> <p>Section 7.</p> <p>In section 8, subsections (2) to (4) and, in subsection (6),</p>

Schedule 1
Schedule 1

Status: Point in time view as at 07/02/1994.

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Chapter	Short title	Extent of repeal
1974 c. 14— cont.	National Insurance Act 1974—cont.	the words “(except Part I of that Act)” and “except subsections (2) and (3)”, paragraph (c), and the words from “but excluding” onwards. Schedule 2. In Schedule 4, paragraphs 1 to 32; in paragraph 36, subparagraphs (a) and (c); and paragraphs 37 and 39 to 56. Schedules 5 and 6.
1974 c. 23.	Juries Act 1974.	In section 19, in subsection (1)(b) the words “national insurance and”; and subsection (2).
1974 c. 58.	Social Security Amendment Act 1974.	The whole Act.
1975 c. 11.	Social Security Benefits	Sections 1 to 7. Section 8, except subsection (6). Section 9(2). Section 10. Section 12(2). Section 14(3). Schedules 1 and 2. In Schedule 4, in paragraph 1, the words “2” (twice) and “10”; in paragraph 2, in the Table, the entries (in both columns) from that beginning “Section 81 of that Act” to that beginning “The Industrial Injuries and Diseases (Old Cases) Act 1967” and the entry beginning “the Consolidated Fund”; and paragraph 3. In Schedule 5, paragraphs 1 to 4.

PART II
 ENACTMENTS OF THE PARLIAMENT OF NORTHERN IRELAND
 OR THE NORTHERN IRELAND ASSEMBLY, ORDERS IN COUNCIL
 APPLYING TO NORTHERN IRELAND

Chapter or Number	Short Title	Extent of repeal
1945 c. 21 (N.I.)	Wages Councils Act (Northern Ireland) 1945.	In section 13(1)(a) the words “national insurance and”.
1946 c. 21 (N.I.)	National Insurance (Industrial Injuries) Act (Northern Ireland) 1946.	The whole Act.
1948 c. 22 (N.I.)	Industrial Assurance and Friendly Societies Act (Northern Ireland) 1948.	In section 7(1) the words “national insurance and”.

Schedule 1
 Schedule 1

Chapter or Number	Short Title	Extent of repeal
1953 c. 29 (N.I.)	Registration of Births, Deaths and Marriages (Ires. etc.) Act (Northern Ireland) 1953.	In Schedule 2 the entry relating to the National Insurance (Industrial Injuries) Act (Northern Ireland) 1946.
1959 c. 18 (N.I.)	Fatal Accidents Act (Northern Ireland) 1959.	In section 2(2) the words “national insurance and”.
1966 c. 6 (N.I.)	National Insurance Act (Northern Ireland) 1966.	The whole Act.
1966 c. 8 (N.I.)	Family Allowances Act (Northern Ireland) 1966.	In section 18 the definitions of “the Insurance Act” and “the Social Security Act”.
1966 c. 9 (N.I.)	National Insurance (Industrial Injuries) Act (Northern Ireland) 1966.	The whole Act.
1966 c. 14 (N.I.)	Workmen's Compensation (Supplemental) Act (Northern Ireland) 1966.	The whole Act.
1966 c. 16 (N.I.)	National Insurance (No. 2) Act (Northern Ireland) 1966.	The whole Act.
1966 c. 28 (N.I.)	Supplementary Benefits Act (Northern Ireland) 1966.	In Schedule 2, in paragraph 11 (formerly paragraph 10A), sub-paragraph (3).
1967 c. 22 (N.I.)	National Insurance Act (Northern Ireland) 1967.	The whole Act.
1967 c. 25 (N.I.)	Births and Deaths Registration Act (Northern Ireland) 1967.	In Schedule 2 the entry relating to the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966.
1968 c. 1 (N.I.)	Family Allowances and National Insurance Act (Northern Ireland) 1968.	Sections 1(4) and 2(2). In section 5 subsections (1), (2) and (3) (in each case) paragraphs (a) and (c). Schedule 2, Part II. In Schedule 3, paragraphs 1, 3, 5(2) and 6.
1968 c. 16 (N.I.)	Family Allowances and National Insurance (No. 2) Act (Northern Ireland) 1968.	The whole Act.
1969 c. 19 (N.I.)	National Insurance Act (No. 2) Act (Northern Ireland) 1969.	Section 7. In section 8(2), paragraphs (e) and (f). In section 11, in subsection (1), all after the first “1969” in subsection (2) the definitions of “the Insurance Act”, “the Industrial Injuries Act” and “the Workmen's Compensation (Supplemental) Act”, and subsection (3). Schedule 6.
1969 c. 30 (N.I.)	Judgments (Enforcement) Act (Northern Ireland) 1969.	In Schedule 4 the entry relating to the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966.

Schedule 1
 Schedule 1

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Chapter or Number	Short Title	Extent of repeal
1970 c. 31 (N.I.) 1971 c. 21 (N.I.)	Friendly Societies Act (Northern Ireland) 1970. Social Services (Parity) Act (Northern Ireland) 1971.	In section 102(1) the words “national insurance and”. In Schedule 1, the entries for the National Insurance Acts 1965 to 1970, the National Insurance (Industrial Injuries) Acts 1965 to 1969, the National Health Service Contributions Act 1965 and the Industrial Injuries and Diseases (Old Cases) Acts 1967 and 1969.
S.R. & O. (N.I.) 1971 No. 224. 1971 c. 28 (N.I.)	Social Services (Parity) Order (Northern Ireland) 1971. Social Security Act (Northern Ireland) 1971.	The whole Order. Section 4. Section 4A. Section 6. Section 7(2). In section 9, in subsection (1) paragraphs (a) and (b), subsections (3) and (4) and in subsection (5) the definitions of “the Insurance Act” and “the Industrial Injuries Act”.
S.I. 1972 No. 1263 (N.I. 12) 1974 c. 4 (N.I.)	Education and Libraries (Northern Ireland) Order 1972. National Insurance Measure (Northern Ireland) 1974.	In Article 36(5) the words “national insurance”. Sections 1 to 4. In section 5, subsection (2) and in subsection (3) the words “or (2)”. Section 6(2) to (5). Schedule 2. In Schedule 4, in paragraph 1 sub-paragraph (a) and paragraph 2. Schedules 5 and 6.

SCHEDULE 2 U.K.

Section (1)3.

CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

Modifications etc. (not altering text)

C4 The text of Schedule 2 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

PART I U.K.

ENACTMENTS OF THE PARLIAMENT OF THE UNITED KINGDOM

[^{F3} *Bankruptcy (Scotland) Act 1913 (c. 20)*

Textual Amendments

F3 Sch. 2 para. 1 repealed (S.) by Bankruptcy (Scotland) Act 1985 (c. 66, SIF 66), s. 75(2), Sch. 8

- 1 In section 118(1) of the Bankruptcy (Scotland) Act 1913—
- (a) in paragraph (a), after “income tax” insert “or class 4 contributions under Part I of the Social Security Act 1975 or Part I of the Social Security (Northern Ireland) Act 1975”;
 - (b)^{F4}]

Textual Amendments

F4 Sch. 2 para. 1(b) repealed by Social Security Pensions Act 1975 (c. 60), Sch. 5

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

[^{F5} Bankruptcy Act 1914 (c. 59)

Textual Amendments

F5 Sch. 2 paras. 2, 3 repealed (E.W.) by Insolvency Act 1985 (c. 65, SIF 66), s. 235(3), Sch. 10 Pt. III

- 2 In section 33 (1) of the Bankruptcy Act 1914—
- (a) in paragraph (a), after “income tax” insert “or Class 4 contributions under Part I of the Social Security Act 1975 or Part I of the Social Security (Northern Ireland) Act 1975”;
 - (b) ^{F6}

Textual Amendments

F6 Sch. 2 para. 2(b) repealed by Social Security Pensions Act 1975 (c. 60), Sch. 5

- 3 In Schedule 2 to that Act, for paragraph 9 substitute—
- “9 Formal proof of debts in respect of contributions payable under the Social Security Act 1975 or the Social Security (Northern Ireland) Act 1975, or of contributions or premiums payable under Part III of the Social Security 1973 (to which contributions and premiums priority is given by this Act) shall not be required except where it may otherwise be provided by rules under this Act.”]
- 4 ^{F7}

Textual Amendments

F7 Sch. 2 para. 4 repealed by Employment Act 1980 (c. 42), Sch. 2

National Assistance Act 1948 (c. 29)

- 5 ^{F8}

Textual Amendments

F8 Sch. 2 para. 5 repealed by Social Security Act 1986 (c. 50, SIF 113:1), s. 86(2), Sch. 11

- ^{F9}6

Textual Amendments

F9 Sch. 2 para. 6 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), Sch. 1 (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), s. 118(5) (7) (with s. 118(1)(2)(4))).

- 7 ^{F10}

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Textual Amendments

F10 Sch. 2 para. 7 repealed by [Companies Consolidation \(Consequential Provisions\) Act 1985 \(c. 9, SIF 27\)](#), s. 29, [Sch. 1](#)

Law Reform (Personal Injuries) Act 1948 (c. 41)

F118

Textual Amendments

F11 Sch. 2 para. 8 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3, 7(2), [Sch. 1](#) (subject as mentioned (6.3.1992) in [Local Government Finance Act 1992 \(c. 14\)](#), s. [118\(5\)\(7\)](#) (with s. [118\(1\)\(2\)\(4\)](#))).

F129

F13

Textual Amendments

F12 Sch. 2 para. 9 expressed to be repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3, 7(2), [Sch. 1](#) (subject as mentioned (6.3.1992) in [Local Government Finance Act 1992 \(c. 14\)](#), s. [118\(5\)\(7\)](#) (with s. [118\(1\)\(2\)\(4\)](#))).

F13 Sch. 2 para. 9 repealed by [Child Care Act 1980 \(c. 5\)](#), [Sch. 6](#)

House of Commons Disqualification Act 1957 (c. 20)

10

In the House of Commons Disqualification Act 1957—

- (a) in Schedule 1, Part II, in each of the entries beginning “ A Medical Appeal Tribunal” and “ A Medical Board” for “ the National Insurance (Industrial Injuries) Act 1965 or the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966” substitute “ Part III of the Social Security Act 1975 or Part III of the Social Security (Northern Ireland) Act 1975”;
- (b) in Schedule 1, Part II, as substituted (and set out in Schedule 3) in relation to the Northern Ireland Assembly, in each of those entries for “ the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966” substitute “ Part III of the Social Security Act 1975 or Part III of the Social Security (Northern Ireland) Act 1975” ;
- (c) in Schedule 1, Part III, in the first entry beginning “ Chairman or Deputy Chairman”, for “ 1967” substitute “ 1975” ;
- (d) in Schedule 1, Part III, for the entry substituted by the Social Security Act 1973, Schedule 27, paragraph 18, substitute— “ Chairman of a Local Tribunal constituted under section 97(2) of, and Schedule 10 to, the Social Security Act 1975 or under section 97(2) of, and Schedule 10 to, the Social Security (Northern Ireland) Act 1975. ”
- (e) in the Part substituted for Part III of Schedule 1 in relation to the Northern Ireland Assembly, for the entry substituted by the Social Security Act 1973, Schedule 27, paragraph 18, substitute— “ Chairman of a Local Tribunal constituted under section 97(2) of, and Schedule 10 to, the Social Security (Northern Ireland) Act 1975. ”

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

F14 11 F15

Textual Amendments

F14 Sch. 2 para. 11 expressed to be repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), s. **118(5)(7)** (with s. 118(1)(2)(4))).

F15 Sch. 2 para. 11 repealed by Agricultural Training Board Act (c. 9), s. 11(1), Sch. 2 and by Industrial Training Act 1982 (c. 10), **Sch. 4**

12 F16

Textual Amendments

F16 Sch. 2 para. 12 repealed by House of Commons Disqualification Act 1975 (c. 24), s. 10, **Sch. 3** and Northern Ireland Assembly Disqualification Act 1975 (c. 25), **Sch. 3 Pt. I**

13—18. F17

Textual Amendments

F17 Sch. 2 paras. 13—18 repealed by Child Benefit Act 1975 (c. 61), s. 21, **Sch. 5 Pt. I**

19—23. F18

Textual Amendments

F18 Sch. 2 paras. 19—23 repealed by Employment Protection (Consolidation) Act 1978 (c. 44), s. 159, **Sch. 17**

24—31. F19

Textual Amendments

F19 Sch. 2 paras. 24—31 repealed by Supplementary Benefits Act 1976 (c. 71), s. 35(3), **Sch. 8 Pt. I**; words in para. 31 expressed to be repealed (1.7.1992) by Social Security (Consequential Provisions)(Northern Ireland) Act 1992 (c. 9), s.3 Sch. 1

Agriculture Act 1967 (c. 22)

32 In section 67(3) of the Agriculture Act 1967, in paragraph (e), for the words following “ benefits” substitute “ payable under Part II of the Social Security Act 1975”.

Public Expenditure and Receipts Act 1968 (c. 14)

33 In Schedule 3 to the Public Expenditure and Receipts Act 1968, for the entry at the end of paragraph 1(b) (inserted by the Social Security Act 1973, Schedule 27, paragraph 77) substitute—

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

“The Social Security Act 1975 (c.14) The Secretary of State.”
 section 160(2)

34 F20

Textual Amendments

F20 Sch. 2 para. 34 repealed by Rent Act 1977 (c. 42), s. 155(5), **Sch. 25**

Social Work (Scotland) Act 1968 (c. 49)

35 F21

Textual Amendments

F21 Sch. 2 para. 35 repealed by Social Security Act 1986 (c. 50, SIF 113:1), s. 86(2), **Sch. 11**

36 F22

Textual Amendments

F22 Sch. 2 para. 36 repealed by Finance (No. 2) Act 1979 (c. 47), **Sch. 5 Pt. II** in relation to the year 1979–80 and subsequent years of assessment.

37 F23

Textual Amendments

F23 Sch. 2 para. 37 repealed by Finance Act 1977 (c. 36), **Sch. 9 Pt. IV** except in relation to any allowance or benefit payable in respect of a period before 4.4.1977

38, 39. F24

Textual Amendments

F24 Sch. 2 paras. 38, 39 repealed by Income and Corporation Taxes Act 1988 (c. 1, SIF 63:1), s. 844(4), **Sch. 31**

Administration of Justice Act 1970 (c. 31)

40 In schedule 4 to the Administration of Justice Act 1970, substitute for paragraph 3—
 “3 Reserve scheme contributions and premiums under Part III of the Social Security Act 1973.
 3A Class 1, 2, and 4 contributions under Part I of the Social Security Act 1975.”

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Family Income Supplements Act 1970 (c. 55)

41 F25

Textual Amendments

F25 Sch. 2 paras. 41, 44 repealed by Social Security Act 1986 (c. 50, SIF 113:1), s. 86(2), Sch. 11

Attachment of Earnings Act 1971 (c. 32)

42 In Schedule 2 to the Attachment of Earnings Act 1971, for paragraph 3 substitute—

“3 Reserve scheme premiums and contributions under Part III of the Social Security Act 1973 ;

3A Class 1, 2 and 4 contributions under Part I of the Social Security Act 1975.”

43 In Schedule 3 to that Act, for paragraph 3(b) substitute—

“(b) primary reserve scheme contributions under Part III of the Social Security Act 1973 ;

(bb) primary Class 1 contributions under Part I of the Social Security Act 1975.”

44 F26

Textual Amendments

F26 Sch. 2 paras. 41, 44 repealed by Social Security Act 1986 (c. 50, SIF 113:1), s. 86(2), Sch. 11

45 F27

Textual Amendments

F27 Sch. 2 para. 45 repealed by Judicial Pensions Act 1981 (c. 20), Sch. 4

Tribunals and Inquiries Act 1971 (c. 62)

^{F28}46

Textual Amendments

F28 Sch. 2 para. 46 repealed (1.10.1992) by Tribunal and Inquiries Act 1992 (c. 53), ss. 18(2), 19(2), Sch. 4 Pt. I

47 F29

Textual Amendments

F29 Sch. 2 para. 47 repealed by Social Security Pensions Act 1975 (c. 60), Sch. 5

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Housing (Financial Provisions) (Scotland) Act 1972 (c. 46)

48 In Schedule 2 to the Housing (Financial Provisions) (Scotland) Act 1972, in paragraph 9(2)(i), for sub-paragraph (i) substitute—

“(i) a widow’s pension (by way of industrial injuries benefit) payable at the initial rate or the higher permanent rate under section 68 of the Social Security Act 1975,”

and for the words from “ Schedule 3” to “ that Act” substitute “ Part I of Schedule 4 to the Social Security Act 1975 for a contributory widow’s pension under Part II of that Act. ”

49 F30

Textual Amendments
F30 Sch. 2 para. 49 repealed (E.W.) by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3(1), [Sch. 1 Pt. I](#)

Social Security Act 1973 (c. 38)

50 The Social Security Act 1973 shall be amended in accordance with the following 16 paragraphs.

51 F31

Textual Amendments
F31 Sch. 2 paras. 51, 53–57, 62–65 repealed by [Social Security Pensions Act 1975 \(c. 60\)](#), [Sch. 5](#)

F32 52

Textual Amendments
F32 Sch. 2 para. 52 repealed (7.2.1994) by 1993 c. 48, s. 188(1), [Sch. 5 Pt.I](#); S.I. 1994/86, [art. 2](#)

53—57 F33

Textual Amendments
F33 Sch. 2 paras. 51, 53–57, 62–65 repealed by [Social Security Pensions Act 1975 \(c. 60\)](#), [Sch. 5](#)

F34 58

Textual Amendments
F34 Sch. 2 para. 58 repealed (E.W.S.) (7.2.1994) by 1993 c. 48, s. 188(1), [Sch. 5 Pt.III](#); S.I. 1994/86, [art. 2](#) and (N.I.) (7.2.1994) by 1993 c. 49, s. 182(1), [Sch. 4 Pt.I](#); S.R. 1994/17, [art. 2](#)

59 F35

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Textual Amendments

F35 Sch. 2 paras. 51, 53–57, 62–65 repealed by Social Security Pensions Act 1975 (c. 60), Sch. 5

- [^{F36}60 In section 95—
- (a) in subsection (2)(b) for “and 13 to 15” substitute “13 and 14”, and for “Schedules 23 and 26” substitute “Schedule 23”;
 - (b) in subsection (4) for “Parts II, III and IV” substitute “Part II”.]

Textual Amendments

F36 Sch. 2 paras. 60, 66 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), Sch. 6

- 61 In section 97, for subsection (3) substitute—
- “(3) All regulations and orders made under this Act by the Secretary of State shall be subject to annulment in pursuance of a resolution of either House of Parliament”
- and in subsection (4), omit “ 48(3) or” and for “ the relevant” substitute “ that”.

62—65. ^{F37}

Textual Amendments

F37 Sch. 2 paras. 51, 53–57, 62–65 repealed by Social Security Pensions Act 1975 (c. 60), Sch. 5

- [^{F38}66 In Schedule 25—
- (a) for paragraph 2 substitute—

“2. For any reference to the Secretary of State (except in sections 96(6) and 99(3) and Schedule 23, paragraph 5) substitute the Northern Ireland Ministry, and for any reference to the Minister for the Civil Service substitute the Ministry of Finance”;
 - (b) for paragraph 8 substitute—

“8. in section 99(17) after “97” insert “or Schedule 25, paragraph 15(3) or (3A)”.”;
 - (c) in paragraph 10(f), in the paragraph substituted for Schedule 23 paragraph 11, for “7 to 9” substitute “7 and 9” and in paragraph 10(g) for “7 to 9” substitute “7 and 9”.]

Textual Amendments

F38 Sch. 2 paras. 60, 66 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), Sch. 6

National Insurance and Supplementary Benefit Act 1973 (c. 42)

- 67 In paragraph 1 of Schedule 5 to the National Insurance and Supplementary Benefit Act 1973, for “ sections 1 to 6” substitute “ section 6”.

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Employment and Training Act 1973 (c. 50)

68 In section 11(3) of the Employment and Training Act 1973, for the words from “ the National” to “ that Act” substitute “ Part II of the Social Security Act 1975 but for the fact that he or the other person was not at a relevant time an employed earner”.

F39 69

Textual Amendments

F39 Sch. 2 para. 69 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

The National Insurance Act 1974 (c. 14)

F40 70

Textual Amendments

F40 Sch. 2 para. 70 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

PART II U.K.

ENACTMENTS OF THE PARLIAMENT OF NORTHERN IRELAND OR THE NORTHERN IRELAND ASSEMBLY: ORDERS IN COUNCIL APPLYING TO NORTHERN IRELAND

71 F41

Textual Amendments

F41 Sch. 2 para. 71 repealed by S.I. 1975/1503 (N.I. 15), **Sch. 6**

^{F42} Law Reform (Miscellaneous Provisions) Act (Northern Ireland) 1971, Schedule 5 paragraph 1—

Textual Amendments

F42 Sch. 2 para. 72 repealed (*prosp.*) (N.I.) by S.I. 1989/1342 (N.I. 13), arts. 1, 31(2), **Sch. 9**

72 In section 3 of the ^{M24} Law Reform (Miscellaneous Provisions) Act (Northern Ireland) 1948 (as amended by the ^{M25} Social Services (Parity) Order (Northern Ireland) 1971, Schedule 5 paragraph 1)—

(a) in subsection (1), for the words from “ industrial injury” to “ invalidity benefit” substitute—

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

- “any of the following benefits under the Social Security (Northern Ireland) Act 1975 or the Social Security Act 1975, namely—
- sickness benefit,
 - invalidity benefit,
 - non-contributory invalidity pension,
 - injury benefit,
 - disablement benefit ; and”
- (b) for subsection (6) substitute—
- “(6) For the purposes of this section disablement benefit in the form of a gratuity is to be treated as benefit for the period taken into account by the assessment of the extent of the disablement in respect of which it is payable.”]

Marginal Citations

M24 S.R. & O (N.I.).

M25 1971 No. 224.

Employment and Training Act (Northern Ireland) 1950 (c. 29)

F4373

Textual Amendments

F43 Sch. 2 para. 73 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) \(Northern Ireland\) Act 1992 \(c. 9\)](#), ss. 3, 7(2), [Sch. 1](#)

F4474

Textual Amendments

F44 Sch. 2 para. 74 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) \(Northern Ireland\) Act 1992 \(c. 9\)](#), ss. 3, 7(2), [Sch. 1](#)

Judicial Pensions Act (Northern Ireland) 1951 (c. 20)

75 The following section shall be substituted for section 3 of the Judicial Pensions Act (Northern Ireland) 1951—

“3 Application of Part II.

Without prejudice to section 2(6)(a) of the Superannuation (Miscellaneous Provisions) Act (Northern Ireland) 1969 (application of certain provisions in respect of President of the Industrial Court or of the Industrial Tribunals), this Part shall apply in relation to service by a person as a National Insurance

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Commissioner remunerated by means of a salary ; but in its application to such a Commissioner this Part shall have effect subject to paragraph 7(3) and (4) of Schedule 10 to the Social Security (Northern Ireland) Act 1975 “serve” and “service” being construed accordingly.”

76 The following section shall be substituted for section 16 of that Act—

“16 Departmental recommendation required in certain cases.

The grant under this Part of this Act of a lump sum or widow’s or children’s pension conditional on eligibility for a pension for service as a National Insurance Commissioner shall require the recommendation of the Department of Health and Social Services.”

F45 77

Textual Amendments
F45 Sch. 2 para. 77 repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (c. 9), ss. 3, 7(2), Sch.1

78 F46

Textual Amendments
F46 Sch. 2 para. 78 repealed by S.I. 1986/1888 (N.I. 18), art. 83(2), Sch. 10

79 F47

Textual Amendments
F47 Sch. 2 para. 79 repealed by S.I. 1975/1503 (N.I. 15), Sch. 6

80 F48

Textual Amendments
F48 Sch. 2 para. 80 repealed by S.I. 1978/1042 (N.I. 12), Sch. 7; Sch. 2 para. 80 expressed to be repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (C. 9), ss. 3, 7(2), Sch.1

81 F49

Textual Amendments
F49 Sch. 2 para. 81 repealed by S.I. 1984/1159 (N.I. 9), art. 35(1), Sch. 4

82 F50

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Textual Amendments

F50 Sch. 2 para. 82 repealed by S.I. 1980/561 (N.I. 4), **Sch. 3**

83 **F51**

Textual Amendments

F51 Sch. 2 paras. 83, 86 repealed by S.I. 1982/158 (N.I. 4), **Sch. 2**

84 **F52**

Textual Amendments

F52 Sch. 2 para. 84 repealed by S.I. 1976/1043 (N.I. 16), **Sch. 7**

^{F53}85

Textual Amendments

F53 Sch. 2 para. 85 repealed by S.I. 1991/196, art. 4(2), **Sch.2**

86 **F54**

Textual Amendments

F54 Sch. 2 paras. 83, 86 repealed by S.I. 1982/158 (N.I. 4), **Sch. 2**

^{F55}87

Textual Amendments

F55 Sch. 2 para. 87 repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (c. 9), ss. 3, 7(2), **Sch.1**

88—93. **F56**

Textual Amendments

F56 Sch. 2 paras. 88–93 repealed by S.I. 1975/1504 (N.I. 16), **Sch. 5**

94—100. **F57**

Textual Amendments

F57 Sch. 2 paras. 94—100 repealed by S.I. 1977/2156 (N.I. 27), art. 42(3), **Sch. 7 Pt. I**

101 (a) **F58**

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

(b) F59

Textual Amendments
F58 Sch. 2 para. 101(a) repealed by S.I. 1977/610 (N.I. 11), Sch.
F59 Sch. 2 para. 101(b)–(e) repealed by S.I. 1977/2156 (N.I. 27), art. 42(3), Sch. 7 Pt. I

102 F60

Textual Amendments
F60 Sch. 2 para. 102 repealed by S.I. 1976/1041 (N.I. 14), Sch. 2

103 F61

Textual Amendments
F61 Sch. 2 paras. 103, 105 repealed by S.I. 1986/1888 (N.I. 18), art. 83(2), Sch. 10

Superannuation (Miscellaneous Provisions) Act (Northern Ireland) 1969 (c. 7)

104 In section 1(4) of the Superannuation (Miscellaneous Provisions) Act (Northern Ireland) 1969 for paragraph (d) substitute—
“(d) paragraphs 5 to 7 of Schedule 10 to the Social Security (Northern Ireland) Act 1975.”

105 F62

Textual Amendments
F62 Sch. 2 paras. 103, 105 repealed by S.I. 1986/1888 (N.I. 18), art. 83(2), Sch. 10

106 F63

Textual Amendments
F63 Sch. 2 para. 106 repealed by S.I. 1975/1503 (N.I. 15), Sch. 6

Social Services (Parity) Act (Northern Ireland) 1971 (c. 21)

107 In section 2 of the Social Services (Parity) Act (Northern Ireland) 1971 for the words from the beginning to “Fund” in the second place where it occurs substitute “Subject to the provision made by section 129(5) of the Social Security (Northern Ireland) Act 1975 for reimbursement out of the Northern Ireland National Insurance Fund”.

F64 108

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Textual Amendments

F64 Sch. 2 para. 108 repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (C. 9), ss. 3, 7(2), Sch. 1

Pensions (Increase) Act (Northern Ireland) 1971 (c. 35)

109 In Part I of Schedule 2 to the Pensions (Increase) Act (Northern Ireland) 1971 for paragraph 12 substitute—

“12 A pension payable under paragraph 6 of Schedule 10 to the Social Security (Northern Ireland) Act 1975.”

Health and Personal Social Services (Northern Ireland) Order 1972 (S.I. 1972 No. 1265 (N.I. 14))

^{F65}110

Textual Amendments

F65 Sch. 2 para. 110 repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (c. 9), ss. 3, 7(2), Sch.1

111 ^{F66}

Textual Amendments

F66 Sch. 2 para. 111 repealed by S.I. 1986/1888 (N.I. 18), art. 83(2), Sch. 10

National Insurance Measure (Northern Ireland) 1974 (c. 4)

^{F67}112

Textual Amendments

F67 Sch. 2 para. 112 repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (c. 9), ss. 3, 7(2), Sch.1

SCHEDULE 3 **U.K.**

Sections 2 and 4.

TRANSITIONAL PROVISIONS AND SAVINGS

PART I U.K.

SUPERSESION OF NATIONAL INSURANCE ACTS

^{F68}1

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Textual Amendments

F68 Sch. 3 para. 1 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch. 1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F69₂

Textual Amendments

F69 Sch. 3 para. 2 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F70₃

Textual Amendments

F70 Sch. 3 para. 3 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F71₄

Textual Amendments

F71 Sch. 3 para. 4 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F72₅

Textual Amendments

F72 Sch. 3 para. 5 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F73₆

Textual Amendments

F73 Sch. 3 para. 6 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F74₇

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Textual Amendments

F74 Sch. 3 para. 7 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch. 1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F75⁸

Textual Amendments

F75 Sch. 3 para. 8 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F76⁹

Textual Amendments

F76 Sch. 3 para. 9 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F77¹⁰

Textual Amendments

F77 Sch. 3 para. 10 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F78¹¹

Textual Amendments

F78 Sch. 3 para. 11 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F79¹²

Textual Amendments

F79 Sch. 3 para. 12 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

PART II U.K.

GENERAL TRANSITIONAL PROVISIONS AND SAVINGS

F80 13

Textual Amendments

F80 Sch. 3 para. 13 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F81 14

Textual Amendments

F81 Sch. 3 para. 14 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s.118(5)(7)** (with s. 118(1)(2)(4))).

F82 15

Textual Amendments

F82 Sch. 3 para. 15 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s.118(5)(7)** (with s. 118(1)(2)(4))).

F83 16

Textual Amendments

F83 Sch. 3 para. 16 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch.1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

PART III U.K.

SPECIFIC TRANSITIONAL PROVISIONS AND SAVINGS
(INCLUDING SOME RETAINED FROM PREVIOUS ACTS)

Great Britain

F84 17

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Textual Amendments

F84 Sch. 3 para. 17 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch. 1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F85 18

Textual Amendments

F85 Sch. 3 para. 18 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch. 1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F86 19

Textual Amendments

F86 Sch. 3 para. 19 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch. 1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

F87 20

Textual Amendments

F87 Sch. 3 para. 20 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), **Sch. 1** (subject as mentioned (6.3.1992) in Local Government Finance Act 1992 (c. 14), **s. 118(5)(7)** (with s. 118(1)(2)(4))).

21 The Secretary of State shall continue to have power by regulations to make such transitional or consequential provisions as appear to him to be necessary or expedient having regard to the repeal by section 89 of the Act of 1946 of enactments in relation to diseases and to injuries not caused by accident, including provision for modifying or winding up any scheme made under an enactment repealed by that section; and for the avoidance of doubt, the provision which may be made by virtue of this paragraph for modifying such a scheme as is mentioned above includes provision for the union of any fund established under such a scheme with any other fund established for comparable purposes.

22 (1) Her Majesty shall continue to have power by Order in Council to make or authorise the making of such provision as appears to Her to be necessary or expedient having regard to the provisions of section 89 of the Act of 1946, for—
(a) modifying or winding up any contracting-out scheme certified under section 31 of the ^{M26}Workmen’s Compensation Act 1925;
(b) winding up any compensation trust established under the ^{M27}Workmen’s Compensation (Coal Mines) Act 1934.

(2) Provision in relation to deposits made under section 4 of the said Act of 1934 by mutual indemnity associations for any matters consequential on the passing of

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

section 89 of the Act of 1946 may, notwithstanding the repeal of the said Act of 1934, continue to be made by rules under the said section 4.

Marginal Citations

M26 1925 c. 84.

M27 1934 c. 23.

23 **F88**

Textual Amendments

F88 Sch. 3 para. 23 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. II**

24 The repeal by this Act of Part II of Schedule 6 to the ^{M28}National Insurance Act 1969 does not affect any past operation of that Part of the Schedule in relation to increases of benefit.

Marginal Citations

M28 1969 c. 4.

25 The repeal by this Act of section 6(2) of the ^{M29}National Insurance Act 1974 (scope of revoking regulations relating to joint arrangements with Northern Ireland) does not affect the validity of anything which was made valid, or whose validity was continued, by regulations made under that subsection; and—

- (a) the Secretary of State's power by regulations to revoke or vary any provision included by virtue of that subsection or this paragraph in other regulations shall continue, notwithstanding that repeal, and include power to revoke or vary any provision of regulations having effect by virtue of this paragraph; and
- (b) subsection (3) of section 6 of the ^{M30}National Insurance Act 1974 (regulation-making powers exercisable by statutory instrument etc.) applies to regulations made by virtue of sub-paragraph (a) above as it does to regulations under subsection (1) of that section.

Marginal Citations

M29 1974 c. 14.

M30 1974 c. 14.

26 The repeal by this Act of section 2(2) of the ^{M31}Social Security Amendment Act 1974 (vires for regulations made under section 40(4) of the 1973 Act) does not affect the validity of any regulations to which that subsection applies.

Marginal Citations

M31 1974 c. 58.

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Social Security Benefits Act 1975: commencement and transitional provisions

- 27 (1) So much of any order made under paragraph 1 of Schedule 5 to the 1975 amending Act (commencement) as makes any incidental, supplementary or other provision by virtue of sub-paragraph (2)(a) of that paragraph shall continue in force notwithstanding any repeal effected by this Act.
- (2) Insofar as such an order makes provision by reference to, or for the purposes of, an enactment repealed by this Act and replaced by a corresponding provision in the consolidations or this Act, that provision of the order shall continue in force by reference to, or for the purposes of, the said corresponding provision.
- (3) For the purpose of continuing the Secretary of State's power on and after the appointed day to make, vary and revoke orders under paragraph 1 of Schedule 5 to the 1975 amending Act, the references in that paragraph to that Act and provisions of it are to be construed as referring, or as including references, to this Act and the corresponding provisions of the consolidations.
- 28 Sections 139 and 141(2) of the new Act (consultation with N.I.A.C. and I.I.A.C.) shall not apply to regulations made, or to a draft of regulations laid before Parliament, if—
- (a) the instrument containing the regulations or, as the case may be, the draft states that they are made in consequence of any provision of the 1975 amending Act relating to non-contributory invalidity pension or invalid care allowance and the regulations are made, or the draft is laid, before the day appointed for the coming into force of that provision (or, as the case may be, for the coming into force of the corresponding provision in the new Act); or
- (b) the instrument containing the regulations or, as the case may be, the draft states that they are made in consequence of any other provisions of the 1975 amending Act (or, as the case may be, any other provisions of the new Act which correspond to those of the 1975 amending Act) and the regulations are made, or the draft is laid, before the expiration of the period of 6 months beginning with the passing of the 1975 amending Act.
- 29 (1) The affirmative procedure provisions shall not apply to any regulations, order or scheme if—
- (a) the instrument containing the regulations states that they are made, or the instrument containing the order or scheme states that it is made, in consequence of the 1975 amending Act or provisions of the consolidations replacing those of that Act; and
- (b) the regulations are made, or the order or scheme is made, before the expiration of 6 months beginning with the passing of the 1975 amending Act.
- (2) Where, apart from sub-paragraph (1) above, any of the affirmative procedure provisions would apply to an instrument, that instrument shall instead be subject to annulment in pursuance of a resolution of either House of Parliament.
- (3) In this paragraph “the affirmative procedure provisions” means section 167(1) of the new Act and section 4(8)(a) of the Old Cases Act.
- 30 (1) The Secretary of State may by regulations provide that paragraph 15(b)(ii) of Part V of Schedule 4 to the new Act shall have effect, in relation to a child in respect of whom no allowance is payable under the Family Allowances Act, as if for “£1·60” there was substituted “£1·80” in the case of a second qualifying child and “£1·70” in

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

the case of any additional qualifying child beyond the first two (being the rates that would have applied apart from the provisions of section 2 of the 1975 amending Act).

- (2) The power to make regulations under this paragraph shall be exercisable by statutory instrument; and any statutory instrument containing any such regulations shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Northern Ireland

- 31 Paragraphs ^{F89} . . . 24, 26, 27, 29 and 30 above (but not paragraph 19, paragraphs 21 to 23, paragraph 25 or 28) apply to Northern Ireland with the substitution for any reference or words specified in column 1 of the following Table of the reference or words specified in relation thereto in column 2.

TABLE

A reference to the M32	A reference to the M33
National Insurance (Industrial Injuries) Act 1946 (“the Act of 1946”).	National Insurance (Industrial Injuries) Act (Northern Ireland) 1946.
A reference to 26th August 1953	A reference to 21st October 1953.
A reference to the M34	A reference to the M35
National Insurance Act 1969.	National Insurance &c. (No. 2) Act (Northern Ireland) 1969.
A reference to the Secretary of State.	A reference to the Department of Health and Social Services for Northern Ireland.
A reference to an instrument	A reference to a statutory rule for the purposes of the M36
	Statutory Rules Act (Northern Ireland) 1958.
The words “order or scheme” where they first occur in paragraph 29.	The words “or order”.
The words “order or scheme” in the second and third places where they occur in paragraph 29.	The word “order”.
The words from “subject to annulment” onwards (in paragraph 29(2)).	The words “laid before the Northern Ireland Assembly after being made”.
The words from “section 167(1)” onwards (in paragraph 29(3)).	The words “section 156(1) of the new Act”.
[^{F90} The words from “by statutory instrument” onwards (in paragraph 30(2)).]	[^{F90} The words “by statutory rule for the purposes of the Statutory Rules Act (Northern Ireland) 1958; and any statutory rule containing any such regulations shall be laid before the

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Northern Ireland Assembly after being made.]

Textual Amendments

- F89** Words in s. 31 repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (c. 9), ss. 3, 7(2), **Sch.1**.
- F90** Words inserted retrospectively by Social Security Pensions Act 1975 (c. 60), **Sch. 4 Pt. II para. 71(c)**

Marginal Citations

- M32** 1946 c. 62.
M33 1946 c. 21 (N.I.)
M34 1969 c. 44.
M35 1969 c. 19 (N.I.)
M36 1958 c. 18 (N.I.)

- 32 (1) A claim in respect of a period before 10th May 1966 for an allowance under a scheme made under the ^{M37}Workmen's Compensation (Supplementation) Act (Northern Ireland) 1951 or under regulations made under the ^{M38}Workmen's Compensation (Supplementation) Act (Northern Ireland) 1956 may be made, and, when made, shall be determined, and any award thereon in respect of such a period shall be made, as if the ^{M39}Workmen's Compensation (Supplementation) Act (Northern Ireland) 1966 and the ^{M40}Industrial Injuries and Diseases (Northern Ireland Old Cases) Act 1975 had not been passed; and if on any such claim an allowance is awarded, section 5(2) of the said Act of 1975 shall apply as if the claimant had been receiving payment of that allowance immediately before 10th May 1966, whether or not he was in fact doing so.
- (2) Regulations made by the Department under the said Act of 1975 may include provision for the payment or award in respect of any period beginning on or after the appointed day of an allowance under that Act without any further award or, as the case may be, any further claim, in a case where evidence of the satisfaction of the conditions for that allowance is afforded by the awards before that day or under sub-paragraph (1) of an allowance under a scheme or regulation mentioned in that sub-paragraph.
- (3) An allowance paid under a scheme or regulation mentioned in sub-paragraph (1) in respect of any period commencing on or after the appointed day shall, except for the purposes of section 5(2) of the said Act of 1975, be treated as paid on account of an allowance under that Act and the amount of any allowance payable under that Act for that period shall be adjusted accordingly.

Marginal Citations

- M37** 1951 c.16 (N.I.)
M38 1956 c. 9 (N.I.)
M39 1966 c. 14 (N.I.)
M40 1975 c. 17.

- 33 The Department shall continue to have power by regulations to make such transitional or consequential provisions as appear to it to be necessary or expedient having regard to the repeal by section 88 of the ^{M41}National Insurance (Industrial

Status: Point in time view as at 07/02/1994.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975. (See end of Document for details)

Injuries) Act (Northern Ireland) 1946 of any enactment in relation to diseases and to injuries not caused by accident, including provisions for modifying or winding up any scheme made under any enactment repealed by that section and for the union of any fund established under any such scheme with any other fund established for comparable purposes.

Marginal Citations

M41 1946 c. 21 (N.I.)

34

F91

Textual Amendments

F91 Sch. 3 para. 34 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. II**

35

The repeal by this Act of section 5(2) of the ^{M42}National Insurance Measure (Northern Ireland) 1974 (scope of revoking regulations relating to joint arrangements with Great Britain) does not affect the validity of anything which was made valid, or whose validity was continued, by regulations made under that subsection; and—

- (a) the Department's power by regulations to revoke or vary any provision included by virtue of that subsection or this paragraph in other regulations shall continue notwithstanding that repeal, and include power to revoke or vary any provision of regulations having effect by virtue of this paragraph; and
- (b) subsection (3) of section 5 of the National Insurance Measure (Northern Ireland) 1974 (regulations to be subject to negative resolution) applies to regulations made by virtue of sub-paragraph (a) above as it does to regulations under subsection (1) of that section.

Marginal Citations

M42 1974 c. 4 (N.I.)

Status:

Point in time view as at 07/02/1994.

Changes to legislation:

There are currently no known outstanding effects for the Social Security (Consequential Provisions) Act 1975.