

**Changes to legislation:** There are currently no known outstanding effects for the Social Security Act 1979, SCHEDULE 3. (See end of Document for details)

## SCHEDULES

### SCHEDULE 3

Section 21(4).

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### Modifications etc. (not altering text)

- C1** The text of Sch. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991

##### *The Family Income Supplements Act 1970 (c. 55)*

- 1 In section 7(2) of the Family Income Supplements Act 1970 (appeals to Appeal Tribunals), for the words “be final” there are substituted the words “ subject to section 15A of the Supplementary Benefits Act 1976 (appeal from Appeal Tribunals) be final.”

Nothing in this subsection shall make a finding of fact or other determination embodied in or necessary to a decision, or on which it is based, conclusive for the purpose of a further decision.

- 2 In section 10(2)(h) of that Act (review of determination by the Supplementary Benefits Commission and Appeal Tribunals), at the end there are inserted the words “or by a National Insurance Commissioner or Tribunal of Commissioners by virtue of rules under section 15A of the Supplementary Benefits Act 1976”.

##### *The Social Security Act 1973 (c. 38)*

**F13** .....

##### Textual Amendments

- F1** Sch. 3 para. 3 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt. I (with s. 6(8)); S.I. 1994/86, art. 2

##### *The Social Security Act 1975 (c. 14)*

4—8. .... **F2**

##### Textual Amendments

- F2** Sch. 3 paras. 4—8 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), Sch. 1

9 In section 119 of the principal Act—

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- (a) in subsection (3)(b), there are inserted at the end the words “ or out of a requirement to repay any amount by virtue of subsection (2A) above ”;
- (b) in subsection (4)—
  - (i) in paragraph (c) for the words “subsections (1) and (2)” there are substituted the words “ subsections (1) to (2A) ” ;
  - (ii) in paragraph (cc) (inserted by Schedule 4 to the Pensions Act) the words “by way of a mobility allowance” are hereby repealed ; and
  - (iii) in paragraph (d) after the words “subsection (1)” there are inserted the words “ or (2A) ”.

10, 11. . . . . F3

#### Textual Amendments

- F3** Sch. 3 paras. 10, 11 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3, 7(2), [Sch. 1](#)

#### *The House of Commons Disqualification Act 1975 (c. 60)*

- 12 In Part III of Schedule 1 to the House of Commons Disqualification Act 1975 (offices the holders of which are disqualified) at the end of the entry beginning “chairman of an Appeal Tribunal” there are inserted the words “ or senior chairman in relation to such a tribunal ”.

#### *The Social Security Pensions Act 1975 (c. 60)*

- 13 In sections . . . F4 35(4) of the Pensions Act the words from “and rounding” to the end are hereby repealed.

#### Textual Amendments

- F4** Words in [Sch. 3 para. 13](#) repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3, 7(2), [Sch. 1](#)

14, 15. . . . . F5

#### Textual Amendments

- F5** Sch. 3 paras. 14, 15 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3, 7(2), [Sch. 1](#)

- 16 In section 23(1)(c) of the Pensions Act (up-rating of certain increases under Schedule 1) after the words “such pensions” there are inserted the words “ or to increases in guaranteed minimum pensions ”.

- 17 In section 34(6) of the Pensions Act (increase of earnings) for the words “any order or orders coming into force under section 21 above” there are substituted the words “ the last order under section 21 above to come into force ”.

F6 18 . . . . .

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#### Textual Amendments

**F6** Sch. 3 para. 18 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt. I (with s. 6(8)); S.I. 1994/86, art. 2

- 19 In section 37(3) of the Pensions Act (earner's salary as factor of widow's pension) for the words "any order or orders coming into force under section 21 above" there are substituted the words " the last order under section 21 above to have come into force ".
- 20 In section 59(7) of the Pensions Act, after the words "this section" (in the two places where they occur after the definition of "lump sum") there are inserted in each case the words " and section 59A of this Act ".
- 21 In section 61(2) of the Pensions Act (reference of proposed regulations to the Occupational Pensions Board) for the words from "to be made" to "passing of this Act" there are substituted the words " made for the purpose only of consolidating other regulations revoked thereby ".
- 22 In sections 66(2) and 68(3)(a) of the Pensions Act, for the words "section 59" there are, in each case, substituted the words " sections 59 and 59A ".
- 23 ..... **F7**

#### Textual Amendments

**F7** Sch. 3 paras. 23, 29, 31, 32 repealed (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 3, 7(2), Sch. 1

#### *The Supplementary Benefits Act 1976 (c.71)*

- 24 In section 2(1) of the Act of 1976 (determination of benefit, subject to provisions of section 15 as to appeals) for the words "section 15" there are substituted the words " sections 15 and 15A ".
- 25 In section 14(2)(d) of the Act of 1976 (review of determinations), at the end there are inserted the words " or by a National Insurance Commissioner or Tribunal of Commissioners by virtue of rules under section 15A of this Act ".
- 26 In section 15 of the Act of 1976 (appeals to Appeal tribunals), in subsection (3) the words from "and any" to the end are omitted and at the end there is inserted the following subsection:—
- “(4) Subject to section 15A of this Act, any determination of an Appeal Tribunal shall be final ; but nothing in this section shall make any finding of fact or other determination embodied in or necessary to a decision, or on which it is based, conclusive for the purpose of any further decision..”.
- 27 In section 33 of the Act of 1976 (rules and regulations) the following subsection is inserted after subsection (1)—
- “(1A) Rules and regulations under this Act may make different provision for different classes of case and otherwise for different circumstances..”.
- 28 In paragraph 8 of Schedule 2 to the Act of 1976 (increase of amount of award on appeal), in sub-paragraph (a) after the words "section 15" there are inserted the words " or 15A ".

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29 ..... F8

**Textual Amendments**

**F8** Sch. 3 para. 29 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3, 7(2), [Sch. 1](#)

*The Employment Protection (Consolidation) Act 1978 (c. 44)*

- 30 In section 132 of the Employment Protection (Consolidation) Act 1978—
- (a) in subsection (3)(e) for the words “and (3)” there are substituted the words “to (4)” ; and
  - (b) in subsection (4)(a) for the words “and (2)” there are substituted the words “(2) and (2A)”.

31, 32. .... F9

**Textual Amendments**

**F9** Sch. 3 paras. 31, 32 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#), ss. 3, 7(2), [Sch. 1](#)

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