



Social Security Act 1980

1980 CHAPTER 30

Miscellaneous

16 Amendments of Pensions Appeal Tribunals Act 1943

- (1) Her Majesty may by Order in Council provide for an appeal under any provision of the Pensions Appeal Tribunals Act 1943 (hereafter in this section referred to as " the Act") in respect of a claim for benefit under any instrument mentioned in the Act to be brought or continued by another person after the death of the claimant; and—
 - (a) such an Order may make such modifications of the Act as Her Majesty considers appropriate for the purposes of this subsection ; but
 - (b) nothing in this subsection shall be construed as prejudicing the generality of the power to make rules which is conferred by paragraph 5 of the Schedule to the Act.
- (2) An Order in Council under this section—
 - (a) may contain such incidental and supplemental provisions as Her Majesty considers appropriate; and
 - (b) shall be subject to annulment in pursuance of a resolution of either House of Parliament
- (3) In section 5(1) of the Act (which enables a Pensions Appeal Tribunal to uphold an interim assessment by the Minister of a degree of disablement or to assess the disablement at such degree higher or lower than that specified by the Minister as they think proper) for the words from " assess " to " proper " there shall be substituted the words " alter the assessment in one or both of the following ways, namely—
 - (a) by increasing or reducing the degree of disablement it specifies; and
 - (b) by reducing the period for which the assessment is to be in force."
- (4) In section 6 of the Act (which relates to the jurisdiction and procedure of a Tribunal) after subsection (2A) there shall be inserted the following subsection—

“(2B) Rules made under the Schedule to this Act may provide that where an appeal under this Act is struck out in pursuance of such rules no further appeal under

this Act shall be brought in respect of the matters to which the struck-out appeal related except with leave given in pursuance of such rules.”

- (5) Section 8(3)(a) of the Act (which is spent) shall be omitted.
- (6) For paragraph (b) of paragraph 5(4) of the Schedule to the Act (which requires rules to provide for payments by the Tribunal of certain expenses of an appellant) there shall be substituted the following paragraph—

“(b) sums, in respect of expenses, allowances and fees connected with appeals to the Tribunal, to such persons and in such circumstances as are specified in the rules and of such amounts as are determined by the Lord Chancellor with the consent of the Minister for the Civil Service; and”

and accordingly in section 14 of the Act (under which the Act has effect, in its application to Northern Ireland, with the substitution of a reference to the Lord Chief Justice for Northern Ireland for any reference to the Lord Chancellor except in paragraph 7A of the Schedule to the Act) for the words " paragraph 7A " there shall be substituted the words " paragraph 5(4)(6) ".

17 Proof of decisions of statutory authorities

- (1) A document bearing a certificate which—
- (a) is signed by a person authorised in that behalf by the Secretary of State; and
 - (b) states that the document, apart from the certificate, is a record of a decision of a relevant authority,
- shall be conclusive evidence of the decision; and a certificate purporting to be signed as aforesaid shall be deemed to be so signed unless the contrary is proved.
- (2) In the preceding subsection " a relevant authority " means each of the following, namely a Commissioner within the meaning of the principal Act, a local tribunal appointed in pursuance of section 97 of that Act, an insurance officer so appointed, a tribunal constituted in accordance with Schedule 4 to the Supplementary Benefits Act 1976, a benefit officer within the meaning of that Act and a supplement officer within the meaning of the Family Income Supplements Act 1970.

18 Computation of age in Scotland

- (1) For the purposes of this Act and the following enactments, namely—
- the Family Income Supplements Act 1970;
 - the Social Security Act 1973 ;
 - the Social Security Acts 1975 to 1979 ;
 - the Industrial Injuries and Diseases (Old Cases) Act 1975;
 - the Child Benefit Act 1975 ; and
 - the Supplementary Benefits Act 1976,
- the time at which a person attains a particular age expressed in years shall be the commencement of the relevant anniversary of the date of his birth.
- (2) This section applies only to Scotland.