

*Status: Point in time view as at 15/09/2003.*

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## SCHEDULES

### SCHEDULE 2

Section 4.

#### CONSEQUENTIAL AMENDMENTS

##### Extent Information

- E1** [Sch. 2](#): Amendments and repeals (with specified exceptions) are coextensive with the enactments amended or repealed see [s. 7\(4\)\(5\)\(8\)](#)

##### *National Assistance Act 1948*

- 1 “In section 64(1) of the National Assistance Act 1948, for the definition of “trade dispute”, there shall be substituted—
- “trade dispute” has the same meaning as in section 27 of the Social Security Contributions and Benefits Act 1992”.

##### *Law Reform (Personal Injuries) Act 1948*

- 2 In section 2 of the <sup>M1</sup>Law Reform (Personal Injuries) Act 1948 (measure of damages)—
- (a) in subsection (1)(a), for the words “section 22 of the Social Security Act 1989” there shall be substituted the words “ section 81 of the Social Security Administration Act 1992 ”; and
- (b) in subsection (1A), for the words “paragraph 4(1) of Schedule 4 to the Social Security Act 1989” there shall be substituted the words “ section 85(1) of the Social Security Administration Act 1992 ”.

##### Marginal Citations

- M1** [1948 c. 41](#).

##### *Maintenance Orders Act 1950*

- 3 (1) In the following provisions of the <sup>M2</sup>Maintenance Orders Act 1950 (jurisdiction of and enforcement by courts)—
- (a) section 4(1)(d);
- (b) section 9(1)(d);
- (c) section 12(1)(d);
- (d) section 16(2)(a)(viii);
- (e) section 16(2)(b)(ix); and
- (f) section 16(2)(c)(viii),

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for the words “section 24 of the Social Security Act 1986”, in each place where they occur, there shall be substituted the words “ section 106 of the Social Security Administration Act 1992 ”.

(2) In sections 4(2) and 9(2) of that Act for “24”, in each place where it occurs, there shall be substituted “ 106 ”.

**Marginal Citations**

**M2** 1950 c. 37.

*Agriculture Act 1967*

4 In subsection (3)(e) of section 67 of the <sup>M3</sup>Agriculture Act 1967 (sick pay for agricultural workers) for the words “payable under Part II of the Social Security Act 1975” there shall be substituted the words “ payable under Parts II to V of the Social Security Contributions and Benefits Act 1992 ”.

**Marginal Citations**

**M3** 1967 c. 22.

*Public Expenditure and Receipts Act 1968*

5 In paragraph 1(b) of Schedule 3 to the <sup>M4</sup>Public Expenditure and Receipts Act 1968 for the words “The Social Security Act 1975 (c.14), section 160(2)” there shall be substituted the words “ The Social Security Administration Act 1992 (c. 5) section 124(3) ”.

**Marginal Citations**

**M4** 1968 c. 14.

*Administration of Justice Act 1970 Attachment of Earnings Act 1971*

6 In paragraph 3A of Schedule 4 to the <sup>M5</sup>Administration of Justice Act 1970 and paragraph 3A of Schedule 2 to the <sup>M6</sup>Attachment of Earnings Act 1971 for the words “Social Security Act 1975” there shall be substituted the words “ Social Security Contributions and Benefits Act 1992 ”.

**Marginal Citations**

**M5** 1970 c. 31.

**M6** 1971 c. 32.

7 In paragraph 6 of Schedule 8 to the Administration of Justice Act 1970 and paragraph 7 of Schedule 1 to the Attachment of Earnings Act 1971 (maintenance orders) the word “or” where first occurring shall be omitted and after “1986” there

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shall be inserted the words “ or section 106 of the Social Security Administration Act 1992 ”.

*Tribunals and Inquiries Act 1971*

F18 .....

**Textual Amendments**

**F1** Sch. 2 para. 8 repealed (1.10.1992) by Tribunals and Inquiries Act 1992 (c. 53), ss. 18(2), 19(2), Sch. 4 Pt. I

F29 .....

**Textual Amendments**

**F2** Sch. 2 para. 9 repealed (1.10.1992) by Tribunals and Inquiries Act 1992 (c. 53), ss. 18(2), 19(2), Sch. 4 Pt. I

*Employment and Training Act 1973*

10 In subsection (3) of section 11 of the <sup>M7</sup>Employment and Training Act 1973 (financial provisions) for the words “Part II of the Social Security Act 1975” there shall be substituted the words “ Parts II to V of the Social Security Contributions and Benefits Act 1992 ”.

**Marginal Citations**

**M7** 1973 c. 50.

11 In section 12(2) of that Act (duty of local education authorities to furnish Secretary of State with information in connection with determination of questions relating to contributions or benefit) for the words from “under” to the end of paragraph (b) there shall be substituted the words “ under the Social Security Contributions and Benefits Act 1992 ”.

*Social Security (Northern Ireland) Act 1975*

F312 .....

**Textual Amendments**

**F3** Sch. 2 para. 12 repealed (1.7.1992) by Social Security (Consequential Provisions) (Northern Ireland) Act 1992 (c. 9), ss. 3, 7(2), Sch. 1

F413 .....

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**Textual Amendments**

- F4** Sch. 2 para. 13 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) \(Northern Ireland\) Act 1992 \(c. 9\)](#), ss. 3, 7(2), [Sch. 1](#)

<sup>F5</sup>14 . . . . .

**Textual Amendments**

- F5** Sch. 2 para. 14 repealed (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 9\)](#), ss. 3, 7(2), [Sch.1](#)

*Social Security (Consequential Provisions) Act 1975*

- 15 In section 2(3)(a) of the <sup>M8</sup>Social Security (Consequential Provisions) Act 1975 (transitional provisions and savings) for the words “sections 166 and 167(3) of the Social Security Act 1975” there shall be substituted the words “ sections 189 and 190(3) of the Social Security Administration Act 1992 ”.

**Marginal Citations**

- M8** 1975 c. 18.

*House of Commons Disqualification Act 1975*

- 16 In Part I (judicial offices disqualifying for membership) of Schedule 1 to the <sup>M9</sup>House of Commons Disqualification Act 1975, in the first entry beginning “Chief or other Social Security Commissioner”, for the words “(excluding a person appointed in pursuance of section 13(5) of the Social Security Act 1980)” there shall be substituted the words “ (not including a deputy Commissioner) ”.

**Marginal Citations**

- M9** 1975 c. 24.

- 17 In Part III (other disqualifying offices)—
- (a) in the entry beginning “Adjudicating medical practitioner” for the words “Part III of the Social Security Act 1975” there shall be substituted the words “ Part II of the Social Security Administration Act 1992 ”; and
  - (b) in the entry beginning “Member of a Medical Appeal Tribunal appointed” for the words “paragraph 2(2) of Schedule 12 to the Social Security Act 1975” there shall be substituted the words “ section 50 of the Social Security Administration Act 1992 ”.

*Northern Ireland Assembly Disqualification Act 1975*

- 18 In Part I (judicial offices disqualifying for membership) of Schedule 1 to the <sup>M10</sup>Northern Ireland Assembly Disqualification Act 1975 for the entry beginning

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“Chief or other Social Security Commissioner” there shall be substituted the following entry—

“ Chief or other Social Security Commissioner (not including a deputy Commissioner) ”.

**Marginal Citations**

**M10** 1975 c. 25.

*Social Security Pensions Act 1975*

19 The <sup>M10</sup>Social Security Pensions Act 1975 shall be amended as follows.

**Marginal Citations**

**M11** 1975 c. 60.

<sup>F6</sup>20 .....

**Textual Amendments**

**F6** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F7</sup>21 .....

**Textual Amendments**

**F7** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F8</sup>22 .....

**Textual Amendments**

**F8** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F9</sup>23 .....

**Textual Amendments**

**F9** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F10</sup>24 .....

**Textual Amendments**

**F10** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F11</sup>25 .....

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**Textual Amendments**

**F11** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F12</sup>26 .....

**Textual Amendments**

**F12** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, ss. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F13</sup>27 .....

**Textual Amendments**

**F13** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, ss. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F14</sup>28 .....

**Textual Amendments**

**F14** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F15</sup>29 .....

**Textual Amendments**

**F15** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F16</sup>30 .....

**Textual Amendments**

**F16** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F17</sup>31 .....

**Textual Amendments**

**F17** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F18</sup>32 .....

**Textual Amendments**

**F18** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

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F19 33 .....

**Textual Amendments**

**F19** Sch. 2 paras. 20-33 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 6(8)); S.I. 1994/86, art. 2

34 In subsection (1) of section 59 (official pensions) for the words from “section 23” to “1986” there shall be substituted the words “ section 151 of the Administration Act a direction is given that the sums mentioned in section 150(1)(c) of that Act ”.

F20 35 .....

**Textual Amendments**

**F20** Sch. 2 para. 35 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 6(8)); S.I. 1994/86, art. 2

F21 36 .....

**Textual Amendments**

**F21** Sch. 2 para. 36 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 6(8)); S.I. 1994/86, art. 2

37 The following sections shall be inserted after section 61—

**“61A Consultation with Social Security Advisory Committee about certain regulations.**

- (1) Subject to section 173 of the Administration Act, where the Secretary of State proposes to make regulations under section 51A(10) above, he shall refer the proposals, in the form of draft regulations or otherwise, to the Social Security Advisory Committee (“the Committee”).
- (2) The Committee shall consider any proposals referred to it by the Secretary of State under subsection (1) above and shall make to the Secretary of State a report containing such recommendations with regard to the subject-matter of the proposals as the Committee thinks appropriate.
- (3) If after receiving a report of the Committee the Secretary of State lays before Parliament any regulations which comprise the whole or any part of the subject-matter of the proposals referred to the Committee, he shall lay with the regulations a copy of the Committee’s report and a statement showing—
  - (a) the extent (if any) to which he has, in framing the regulations, given effect to the Committee’s recommendations; and
  - (b) in so far as effect has not been given to them, his reasons why not.
- (4) In the case of any regulations laid before Parliament at a time when Parliament is not sitting, the requirements of subsection (3) above shall be satisfied as respects either House of Parliament if a copy of the report and statement there referred to are laid before that House not later than the second day on which the House sits after the laying of the regulations.

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### **61B Orders and regulations (general provisions).**

- (1) Powers under this Act to make regulations or orders, except any power of the Occupational Pensions Board to make orders, are exercisable by statutory instrument.
- (2) Except in so far as this Act otherwise provides, any power conferred thereby to make regulations or an order may be exercised—
  - (a) either in relation to all cases to which the power extends, or in relation to those cases subject to specified exceptions, or in relation to any specified cases or classes of case;
  - (b) so as to make, as respects the cases in relation to which it is exercised—
    - (i) the full provision to which the power extends or any less provision (whether by way of exception or otherwise),
    - (ii) the same provision for all cases in relation to which the power is exercised, or different provision for different cases or different classes of case or different provision as respects the same case or class of case for different purposes of this Act,
    - (iii) any such provision either unconditionally or subject to any specified condition;

and where such a power is expressed to be exercisable for alternative purposes it may be exercised in relation to the same case for any or all of those purposes; and powers to make regulations or an order for the purposes of any one provision of this Act are without prejudice to powers to make regulations or an order for the purposes of any other provision.
- (3) Without prejudice to any specific provision in this Act, a power conferred by this Act to make regulations or an order includes power to make thereby such incidental, supplementary, consequential or transitional provision as appears to the authority making the regulations or order to be expedient for the purposes of the regulations or order.
- (4) Without prejudice to any specific provisions in this Act, a power conferred by this Act to make regulations or an order includes power to provide for a person to exercise a discretion in dealing with any matter.
- (5) A power conferred on the Secretary of State to make any regulations or order, where the power is not expressed to be exercisable with the consent of the Treasury, shall if the Treasury so direct be exercisable only in conjunction with them.”.

38 The following subsection shall be substituted for section 62(2)—

- “(2) A statutory instrument—
- (a) which contains (whether alone or with other provisions) any order or regulations made under this Act by the Secretary of State, other than an order which, under any provision of this Act, is required to be laid before Parliament after being made; and
  - (b) which is not subject to any requirement that a draft of the instrument shall be laid before and approved by a resolution of each House of Parliament,



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shall be subject to annulment in pursuance of a resolution of either House of Parliament.”.

39 In section 64(2)—

- (a) for the words “Subsection (5) of section 135 of the principal Act” there shall be substituted the words “ Section 165(5) of the Administration Act ”; and
- (b) for the words “subsection (3)(a) of that section” there shall be substituted the words “ section 163(2)(a) of that Act ”.

F22 40 .....

**Textual Amendments**

**F22** Sch. 2 paras. 40-42 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

F23 41 .....

**Textual Amendments**

**F23** Sch. 2 paras. 40-42 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

F24 42 .....

**Textual Amendments**

**F24** Sch. 2 paras. 40-42 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

*Employment Protection Act 1975*

43 In section 124(6) of the <sup>M12</sup>Employment Protection Act 1975 (financial provisions)

- (a) for the words “section 135(3)(a) of the Social Security Act 1975” there shall be substituted the words “ section 163(2)(a) of the Social Security Administration Act 1992 ”; and
- (b) for the words “subsection (5) of that section” there shall be substituted the words “ section 165(5) of that Act ”.

**Marginal Citations**

**M12** 1975 c. 71.

*Social Security (Miscellaneous Provisions) Act 1977*

F25 44 .....

**Textual Amendments**

**F25** Sch. 2 para. 44 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

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- 45 In section 23(2) of that Act (financial provisions)—
- (a) for the words “Subsection (5) of section 135 of the principal Act” there shall be substituted the words “ Section 165(5) of the Social Security Administration Act 1992 ”; and
  - (b) for the words “subsection (3)(a) of that section” there shall be substituted the words “ section 163(2)(a) of that Act ”.
- 46 In section 24(3) of that Act (supplemental)—
- (a) for the words “Subsections (1) to (5) of section 166 of the principal Act” there shall be substituted the words “ Subsections (3) to (6) and (9) of section 189 of the Social Security Administration Act 1992 ”;
  - (b) for the words “subsections (2) to (4) of the said section 166” there shall be substituted the words “ subsections (4) to (6) of that section ”; and
  - (c) for the words from “and for the purposes” to the end there shall be substituted the words “ and a power under any of sections 116 to 120 of the Social Security Contributions and Benefits Act 1992 or 177 to 179 of the Social Security Administration Act 1992 to make provision by regulations or Order in Council for modifications or adaptations of those Acts shall be exercisable in relation to any enactment contained in this Act. ”.

*Rent Act 1977*

- 47 The following section shall be inserted after section 72 of the <sup>M13</sup>Rent Act 1977—

**“72A Amounts attributable to services.**

In order to assist authorities to give effect to the housing benefit scheme under Part VII of the Social Security Contributions and Benefits Act 1992, where a rent is registered, there shall be noted on the register the amount (if any) of the registered rent which, in the opinion of the rent officer or rent assessment committee, is fairly attributable to the provision of services, except any amount which is negligible in the opinion of the officer or, as the case may be, the committee.”.

**Marginal Citations**

**M13** 1977 c. 42.

*Rating (Disabled Persons) Act 1978*

- 48 In section 4(9) of the <sup>M14</sup>Rating (Disabled Persons) Act 1978 (rebates for lands and heritages with special facilities for disabled persons), for “1986” there shall be substituted “ 1986 or section 134 of the Social Security Administration Act 1992 ”.

**Marginal Citations**

**M14** 1978 c. 40.

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### *Employment Protection (Consolidation) Act 1978*

F26 49 .....

#### **Textual Amendments**

**F26** Sch. 2 para. 49 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt. I** (with s. 6(8)); S.I. 1994/86, **art. 2**

F27 50 .....

#### **Textual Amendments**

**F27** Sch. 2 para. 50 repealed (22.8.1996) by 1996 c. 17, ss. 45, 46, **Sch. 3 Pt. I** (with s. 38)

F28 51 .....

#### **Textual Amendments**

**F28** Sch. 2 para. 51 repealed (6.4.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by **Taxation of Chargeable Gains Act 1992 (c. 12)**, ss. 289, 290(3), **Sch. 12** (with Sch. 11 paras. 22, 26(2), 27) and expressed to be repealed (22.8.1996) by 1996 c. 18, ss. 242, 243, **Sch. 3 Pt. I** (with ss. 191-195)

### *Capital Gains Tax Act 1979*

52 In sub-paragraph (2) of paragraph 5 of Schedule 1 to the <sup>M15</sup>Capital Gains Tax Act 1979 (application of provisions about reliefs in relation to property held on trust for disabled persons)—

- (a) for the words “35 of the Social Security Act 1975 or” there shall be substituted the words “64 of the Social Security Contributions and Benefits Act 1992 or section 35 of”; and
- (b) for the words “37ZA of the Social Security Act 1975” there shall be substituted the words “71 of the Social Security Contributions and Benefits Act 1992”.

#### **Marginal Citations**

**M15** 1979 c. 14.

### *Vaccine Damage Payments Act 1979*

53 In section 1(4) of the <sup>M16</sup>Vaccine Damage Payments Act 1979 (assessment of disablement) for the words “section 57 of the Social Security Act 1975 or” there shall be substituted the words “section 103 of the Social Security Contributions and Benefits Act 1992 or section 57 of”.

#### **Marginal Citations**

**M16** 1979 c. 17.

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- 54 In subsection (2) of section 12 of that Act (financial provisions) for the words “Schedule 20 to the Social Security Act 1975” there shall be substituted the words “section 191 of the Social Security Administration Act 1992”.

*Pneumoconiosis etc. (Workers’ Compensation) Act 1979*

- 55 (1) In subsection (3) of section 2 of the <sup>M17</sup>Pneumoconiosis etc. (Workers’ Compensation) Act 1979 (conditions of entitlement), in the definition of “death benefit”—
- (a) for the words “section 76 of the Social Security Act 1975” there shall be substituted the words “section 108 of the Social Security Contributions and Benefits Act 1992”; and
  - (b) for the words “section 5 of the Industrial Injuries and Diseases (Old Cases) Act 1975” there shall be substituted the words “paragraph 4 of Schedule 8 to the Social Security Contributions and Benefits Act 1992”.
- (2) In the definition of “disablement benefit”, after “1975”—
- (a) in the first place where it occurs, there shall be inserted the words “or section 108 of the Social Security Contributions and Benefits Act 1992”; and
  - (b) in the second place where it occurs, there shall be inserted the words “or paragraph 4 of Schedule 8 to the Social Security Contributions and Benefits Act 1992”.

**Marginal Citations**

M17 1979 c. 41.

- 56 In section 4(3) of that Act (appeal on question of law)—
- (a) for the words “94 of the Social Security Act 1975” there shall be substituted the words “18 of the Social Security Administration Act 1992”; and
  - (b) for “93(1)” there shall be substituted “17(1)”.
- 57 In section 10(2) of that Act (construction)—
- (a) for the words “the Social Security Act 1975” there shall be substituted the words “the Social Security Contributions and Benefits Act 1992 or the Social Security Administration Act 1992”; and
  - (b) for the words “that Act” there shall be substituted the words “either of those Acts”.

*Justices of the Peace Act 1979*

- 58 In section 58(2)(b) of the Justices of the <sup>M18</sup>Peace Act 1979 for the words “Social Security Act 1975” there shall be substituted the words “Social Security Contributions and Benefits Act 1992”.

**Marginal Citations**

M18 1979 c. 55.

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### *Social Security Act 1980*

- 59 In section 21(3) of the <sup>M19</sup>Social Security Act 1980 (supplemental) for the words “Subsections (2) and (3) of section 166 of the principal Act” there shall be substituted the words “ Section 175(3) and (4) of the Social Security Contributions and Benefits Act 1992 ”.

#### **Marginal Citations**

**M19** 1980 c. 30.

### *Magistrates’ Courts Act 1980*

- 60 The following paragraph shall be inserted after the paragraph which paragraph 82 of Schedule 2 to the <sup>M20</sup>Family Law Reform Act 1987 inserted in subsection (1) of section 65 of the <sup>M21</sup>Magistrates’ Courts Act 1980 (domestic proceedings)—  
“(n) section 106 of the Social Security Administration Act 1992;”.

#### **Marginal Citations**

**M20** 1987 c. 42.

**M21** 1980 c. 43.

### *Local Government, Planning and Land Act 1980*

- 61 In subsection (1) of section 154 of the <sup>M22</sup>Local Government, Planning and Land Act 1980 (rent rebates) for the words “Part II of the Social Security Act 1986” there shall be substituted the words “ Part VII of the Social Security Contributions and Benefits Act 1991 and the Social Security Administration Act 1992 ”.

#### **Marginal Citations**

**M22** 1980 c. 65.

### *Civil Jurisdiction and Judgments Act 1982*

- 62 In paragraph 5(c) of Schedule 5 to the <sup>M23</sup>Civil Jurisdiction and Judgments Act 1982 (proceedings excluded from Schedule 4) for the words “or any enactment applying in Northern Ireland and corresponding to it,” there shall be substituted the words “ section 106 of the Social Security Administration Act 1992 or any enactment applying in Northern Ireland and corresponding to either of them, ”.

#### **Marginal Citations**

**M23** 1982 c. 27.

*Status: Point in time view as at 15/09/2003.*

*Changes to legislation: Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

### *Forfeiture Act 1982*

- 63 (1) In subsection (2) of section 4 of the <sup>M24</sup>Forfeiture Act 1982 (Commissioner to decide whether rule applies to social security benefits) for the words “section 115 of the Social Security Act 1975” there shall be substituted the words “ section 59 of the Social Security Administration Act 1992 ”.
- (2) In subsection (4) of that section for the words “Section 166(2) to (3A) of the Social Security Act 1975” there shall be substituted the words “ Section 175(3) to (5) of the Social Security Contributions and Benefits Act 1992 ”.
- (3) In subsection (5) of that section—
- (a) in the definition of “Commissioner”, for the words “Social Security Act 1975” there shall be substituted the words “ Social Security Administration Act 1992 ”; and
  - (b) in the definition of “relevant enactment” the following entry shall be added after the entry relating to the Social Security Acts 1975 to 1991—  
“the Social Security Contributions and Benefits Act 1992.”

#### **Marginal Citations**

**M24** 1982 c. 34.

### *Transport Act 1982*

- 64 In section 70(2)(a) of the <sup>M25</sup>Transport Act 1982 (payments in respect of applications for exemption from wearing seat belts)—
- (a) in sub-paragraph (i) for the words “35 of the Social Security Act 1975” there shall be substituted the words “ 64 of the Social Security Contributions and Benefits Act 1992 ”;
  - (b) in sub-paragraph (iA) for “37ZA” there shall be substituted “ 71 ”; and
  - (c) in sub-paragraph (iii) for “57” there shall be substituted “ 103 ” and for “61(1)”, “ 104(1) ”.

#### **Marginal Citations**

**M25** 1982 c. 49.

### *Value Added Tax Act 1983*

- 65 In the seventh note to Group 14 (drugs, medicines, aids for the handicapped) of Schedule 5 (zero-rating) to the <sup>M26</sup>Value Added Tax Act 1983 for the words “37ZA of the Social Security Act 1975” there shall be substituted the words “ 71 of the Social Security Contributions and Benefits Act 1992 ”.

#### **Marginal Citations**

**M26** 1983 c. 55.

*Status: Point in time view as at 15/09/2003.*

*Changes to legislation: Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

### *Inheritance Tax Act 1984*

- 66 (1) In paragraph (b) of sections 74(4) and 89(4) of the <sup>M27</sup>Inheritance Tax Act 1984 (disabled persons for purposes of provisions about trusts for disabled persons) for the words “35 of the Social Security Act 1975 or” there shall be substituted the words “64 of the Social Security Contributions and Benefits Act 1992 or section 35 of”.
- (2) In paragraph (c) of those subsections for the words “37ZA of the Social Security Act 1975” there shall be substituted the words “71 of the Social Security Contributions and Benefits Act 1992”.

#### **Marginal Citations**

**M27** 1984 c. 51.

### *Social Security Act 1985*

<sup>F29</sup>67 .....

#### **Textual Amendments**

**F29** Sch. 2 para. 67 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 6(8)); S.I. 1994/86, art. 2

- 68 In section 32(8) of that Act (commencement) for the words “Subsections (2) and (3) of section 166 of the Social Security Act 1975” there shall be substituted the words “Section 175(3) and (4) of the Social Security Contributions and Benefits Act 1992”.

### *Bankruptcy (Scotland) Act 1985*

- 69 In section 31 of the <sup>M28</sup>Bankruptcy (Scotland) Act 1985 (vesting of debtor’s estate at date of sequestration) in subsection (8) for the words “and to paragraph 8(2) of Schedule 4 to the Social Security Act 1989” there shall be substituted the words “and to section 89(2) of the Social Security Administration Act 1992.”

#### **Marginal Citations**

**M28** 1985 c. 66.

### *Housing Act 1985*

- 70 In subsection (2)(b) of section 425 of the <sup>M29</sup>Housing Act 1985 (the local contribution differential) for the words “section 30 of the Social Security Act 1986” there shall be substituted the words “section 135 of the Social Security Administration Act 1992”.

#### **Marginal Citations**

**M29** 1985 c. 68.

*Status: Point in time view as at 15/09/2003.*

**Changes to legislation:** Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- 71 In Item 4 in Part I of Schedule 14 to that Act (items to be credited to the Housing Revenue Account) for the words “Part II of the Social Security Act 1986” there shall be substituted the words “ section 135 of the Social Security Administration Act 1992 ”.
- 72 In paragraph 3 of Part IV of that Schedule (rate fund contributions to the Housing Revenue Account) for the words “section 30(6) of the Social Security Act 1986” there shall be substituted the words “ section 135(7) of the Social Security Administration Act 1992 ”.

*Insolvency Act 1986*

F3073 .....

**Textual Amendments**  
**F30** Sch. 2 para. 73 repealed (15.9.2003) by Enterprise Act 2002 (c. 40), s. 279, Sch. 26; S.I. 2003/2093, art. 2(1), Sch. 2 (with art. 4)

*Wages Act 1986*

F3174 .....

**Textual Amendments**  
**F31** Sch. 2 para. 74 repealed (22.8.1996) by 1996 c. 18, ss. 242, 243, Sch. 3 Pt. I (with ss. 191-195)

*Social Security Act 1986*

75 The <sup>M30</sup>Social Security Act 1986 shall be amended as follows.

**Marginal Citations**  
**M30** 1986 c. 50.

F3276 .....

**Textual Amendments**  
**F32** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 6(8)); S.I. 1994/86, art. 2

F3377 .....

**Textual Amendments**  
**F33** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 6(8)); S.I. 1994/86, art. 2

F3478 .....



*Status: Point in time view as at 15/09/2003.*

**Changes to legislation:** Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

**Textual Amendments**

**F34** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F35</sup>79 .....

**Textual Amendments**

**F35** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt. I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F36</sup>80 .....

**Textual Amendments**

**F36** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F37</sup>81 .....

**Textual Amendments**

**F37** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F38</sup>82 .....

**Textual Amendments**

**F38** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

<sup>F39</sup>83 .....

**Textual Amendments**

**F39** Sch. 2 paras. 76-83 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

84 In section 83(1) (general provisions about orders and regulations) for the words “Section 166(1) to (3A) of the Social Security Act 1975” there shall be substituted the words “ Section 61B(1) to (4) of the Social Security Pensions Act 1975 ”.

*Abolition of Domestic Rates Etc. (Scotland) Act 1987*

85 The <sup>M31</sup>Abolition of Domestic Rates Etc. (Scotland) Act 1987 shall be amended as follows.

**Marginal Citations**

**M31** 1987 c. 47.

*Status: Point in time view as at 15/09/2003.*

**Changes to legislation:** *Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- 86 In subsection (7) of section 9 (reduced liability for personal community charge) for the words “the Social Security Act 1986” there shall be substituted the words “ Part VII of the Social Security Contributions and Benefits Act 1992 ”.
- 87 At the end of section 20B(2)(a) (regulations regarding use of social security information) there shall be added the words “ the Social Security Contributions and Benefits Act 1992 or the Social Security Administration Act 1992 ”.
- 88 In paragraph 4(2) of Schedule 1A (exemption of the severely mentally impaired from personal community charge)—
- (a) for paragraphs (a), (b), (d) and (e) there shall be substituted the following paragraphs—
- “(a) he is entitled to an invalidity pension under section 33, 40 or 41 of the Social Security Contributions and Benefits Act 1992;
- (b) he is entitled to a severe disablement allowance under section 68 of that Act;
- (e) he is entitled to unemployability supplement under Part I of Schedule 7 to that Act;” and
- (b) for paragraphs (g) and (h), there shall be substituted the following paragraphs—
- “(g) he is entitled to an attendance allowance under section 64 of the Social Security Contributions and Benefits Act 1992;
- (h) he is entitled to an increase of the weekly rate of his disablement pension under section 104 of that Act;”.
- 89 In paragraph 5 of Schedule 1A (exemption of children from personal community charge) for the words “Schedule 1 to the Child Benefit Act 1975” there shall be substituted the words “ Schedule 9 to the Social Security Contributions and Benefits Act 1992 ”.
- 90 In paragraph 4 of Schedule 2 (payment of community charges)—
- (a) in sub-paragraph (7) for the words “or community charge benefit in pursuance of Part II of the Social Security Act 1986” there shall be substituted the words “ in pursuance of the Social Security Act 1986 or community charge benefit in pursuance of Part VII of the Social Security Contributions and Benefits Act 1992 ”; and
- (b) in sub-paragraph (12) for the words “section 20(11) of the Social Security Act 1986” there shall be substituted the words “ section 137(1) of the Social Security Contributions and Benefits Act 1992 ”.
- 91 In paragraph 5 of that Schedule in each of sub-paragraphs (1) and (7)(c) for the words “or community charge benefit in pursuance of Part II of the Social Security Act 1986” there shall be substituted the words “ in pursuance of the Social Security Act 1986 or community charge benefit in pursuance of Part VII of the Social Security Contributions and Benefits Act 1992 ”.
- 92 In paragraph 7A(1) of that Schedule for the words “the Social Security Act 1986” there shall be substituted the words “ Part VII of the Social Security Contributions and Benefits Act 1992 ”.

*Income and Corporation Taxes Act 1988*

*Status: Point in time view as at 15/09/2003.*

**Changes to legislation:** Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

#### Textual Amendments

- F40** Sch. 2 para. 93 repealed (with effect in accordance with s. 723(1)(a)(b) of the amending Act) by **Income Tax (Earnings and Pensions) Act 2003** (c. 1), s. 723, **Sch. 8 Pt. 1** (with Sch. 7)

#### *Social Security Act 1988*

- 94 In section 13(4)(e) of the <sup>M32</sup>Social Security Act 1988 (schemes for distribution of welfare foods) for the words “the Social Security Act 1975” there shall be substituted the words “ the Social Security Administration Act 1992 ”.

#### Marginal Citations

- M32** 1988 c. 7.

- 95 In section 15(2) of that Act (financial provision) for the words “sections 2, 6, 7, 9 and 10” there shall be substituted the words “ section 9 ”.
- 96 In section 15A(1) of that Act (regulations and orders) for the words “Section 166(1) to (3A) of the Social Security Act 1975” there shall be substituted the words “ Section 175(2) to (5) of the Social Security Contributions and Benefits Act 1992 ”.

#### *Legal Aid Act 1988*

- <sup>F41</sup>97 .....

#### Textual Amendments

- F41** Sch. 3 para. 97 repealed (1.4.2000) by 1999 c. 22, s. 106, **Sch. 15**, Pt. I (with s. 107, Sch. 14 para. 7(2), 36(9)); S.I. 2000/774, art. 2(C), **Sch.** (with transitional provisions in arts. 3-5)

#### *Local Government Finance Act 1988*

- 98 The following paragraph shall be substituted for sub-paragraph (2) of paragraph 4 (exemption of the severely mentally impaired from personal community charge) of Schedule 1 to the <sup>M33</sup>Local Government Finance Act 1988—
- “(2) The conditions are that—
- (a) he is entitled for the day to an invalidity pension under section 33 of the Social Security Contributions and Benefits Act 1992;
  - (b) he is entitled for the day to a severe disablement allowance under section 68 of that Act;
  - (c) he is on the day of pensionable age within the meaning given by section 122 of that Act.”.

#### Marginal Citations

- M33** 1988 c. 41.

*Status: Point in time view as at 15/09/2003.*

*Changes to legislation: Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- 99 At the end of paragraph 14(2)(a) of Schedule 2 to that Act (community charges: administration) there shall be added the words “ the Social Security Contributions and Benefits Act 1992 or the Social Security Administration Act 1992, ”.
- 100 In paragraph 6(1) of Schedule 4 to that Act (community charges: enforcement) for the words “the Social Security Act 1986” there shall be substituted the words “ Part VII of the Social Security Contributions and Benefits Act 1992 ”.
- 101 In paragraph 28(2) of that Schedule after “1979,” there shall be inserted the words “ sections 17 to 62 of the Social Security Administration Act 1992 ”.

*Housing (Scotland) Act 1988*

- 102 The following section shall be inserted after section 48 of the <sup>M34</sup>Housing (Scotland) Act 1988—

**“48A Amounts attributable to services.**

In order to assist authorities to give effect to the housing benefit scheme under Part VII of the Social Security Contributions and Benefits Act 1992, where a rent is determined under section 25 or 34 above, the rent assessment committee shall note in their determination the amount (if any) of the rent which, in the opinion of the committee, is fairly attributable to the provision of services, except where that amount is in their opinion negligible; and the amounts so noted may be included in the information specified in an order under section 49 below.”.

<p><b>Marginal Citations</b> M34 1988 c. 43.</p>
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*Housing Act 1988*

- 103 The following section shall be inserted after section 41 of the <sup>M35</sup>Housing Act 1988—

**“41A Amounts attributable to services.**

In order to assist authorities to give effect to the housing benefit scheme under Part VII of the Social Security Contributions and Benefits Act 1992, where a rent is determined under section 14 or 22 above, the rent assessment committee shall note in their determination the amount (if any) of the rent which, in the opinion of the committee, is fairly attributable to the provision of services, except where that amount is in their opinion negligible; and the amount so noted may be included in the information specified in an order under section 42 below.”.

<p><b>Marginal Citations</b> M35 1988 c. 50.</p>
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<sup>F42</sup>104 .....

*Status: Point in time view as at 15/09/2003.*

*Changes to legislation: Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

#### Textual Amendments

**F42** Sch. 2 para. 104 repealed (1.4.1997) by 1996 c. 52, ss. 227, Sch. 19 Pt. VI; S.I. 1997/618, art. 2

#### *Social Security Act 1989*

- 105 (1) In subsection (7) of section 6 of the <sup>M36</sup>Social Security Act 1989 (benefits for women widowed before 11th April 1988) for the words “section 104 of the principal Act” there shall be substituted the words “ section 25 of the Social Security Administration Act 1992 ”.
- (2) In subsection (9) of that section—
- (a) for the words “Subsection (4) of section 104 of the principal Act” there shall be substituted the words “ Section 28 of the Social Security Administration Act 1992 ”; and
- (b) for the words “that section” there shall be substituted the words “ section 25 of that Act ”.

#### Marginal Citations

**M36** 1989 c. 24.

- 106 In section 29(1) of that Act (general provisions about regulations and orders) for the words “subsections (1) to (3A) of section 166 of the principal Act” there shall be substituted the words “ Section 175(2) to (5) of the Social Security Contributions and Benefits Act 1992 ”.

#### *Finance Act 1989*

- 107 In section 178 of the <sup>M37</sup>Finance Act 1989 (rates of interest) in subsection (2)(gg) for the words “paragraph 5 of Schedule 1 to the Social Security Act 1975” there shall be substituted the words “ paragraph 6 of Schedule 1 to the Social Security Contributions and Benefits Act 1992 ”.

#### Marginal Citations

**M37** 1989 c. 26.

#### *Children Act 1989*

- 108 In the following provisions of the <sup>M38</sup>Children Act 1989—
- (a) section 17(9) (no repayment of assistance);
- (b) section 29(3) (no recoupment of costs); and
- (c) paragraph 21(4) of Part III of Schedule 2 (no liability to contribute to maintenance),
- for the words “Social Security Act 1986” there shall be substituted the words “ Part VII of the Social Security Contributions and Benefits Act 1992 ”.

*Status: Point in time view as at 15/09/2003.*

*Changes to legislation: Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

#### Marginal Citations

**M38** 1989 c. 41.

### Capital Allowances Act 1990

<sup>F43</sup>109 .....

#### Textual Amendments

**F43** Sch. 2 para. 109 repealed (22.3.2001, with effect as mentioned in 2001 c. 2, s. 579(1)) by 2001 c. 2, s. 580, Sch. 4

### Social Security Act 1990

- 110 In section 18(2) of the <sup>M39</sup>Social Security Act 1990 (general financial provisions) for the words from “sections 4” to “26” there shall be substituted the words “paragraphs 2”.

#### Marginal Citations

**M39** 1990 c. 27.

- 111 In section 19(1) of that Act (general provisions about regulations and orders) for the words “subsections (1) to (3A) of section 166 of the principal Act” there shall be substituted the words “section 175(2) to (5) of the Social Security Contributions and Benefits Act 1992”.
- 112 (1) In sub-paragraph (3) of paragraph 27 of Schedule 6 to that Act (benefits for women widowed before 11th April 1988) for the words “section 104 of the principal Act” there shall be substituted the words “section 25 of the Social Security Administration Act 1992”.
- (2) In sub-paragraph (5) of that paragraph for the words “Subsection (4) of section 104 of the principal Act” there shall be substituted “Section 28 of the Social Security Administration Act 1992”.

### Child Support Act 1991

- 113 [<sup>F44</sup>In subsection (2) of section 43 of the Child Support Act 1991 (contribution to maintenance by deduction from benefit) for the words “section 51 of the Social Security Act 1986 by virtue of subsection (1)(r),” there shall be substituted the words “section 5 of the Social Security Administration Act 1992 by virtue of subsection (1)(t),”]

#### Textual Amendments

**F44** Sch. 2 para. 113 repealed (3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(e)(2)(2), Sch. 9 Pt. I (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

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*Status: Point in time view as at 15/09/2003.*

**Changes to legislation:** Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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- 114 In section 54 of that Act (interpretation)—
- (a) in the definition of “benefit Acts” for the words “Social Security Acts 1975 to 1991” there shall be substituted the words “ Social Security Contributions and Benefits Act 1992 and the Social Security Administration Act 1992 ”; and
  - (b) in the definition of “disability living allowance” for the words “Social Security Act 1975” there shall be substituted the words “ benefit Acts ”.

**Status:**

Point in time view as at 15/09/2003.

**Changes to legislation:**

Social Security (Consequential Provisions) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.