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# Social Security Administration (Northern Ireland) Act 1992

# CHAPTER 8

# SOCIAL SECURITY ADMINISTRATION (NORTHERN IRELAND) ACT 1992

# PART I

CLAIMS FOR AND PAYMENTS AND GENERAL ADMINISTRATION OF BENEFIT

# Necessity of claim

- 1 Entitlement to benefit dependent on claim.
- 2 Retrospective effect of provisions making entitlement to benefit dependent on claim.

# Work-focused interviews

- 2A Claim or full entitlement to certain benefits conditional on work-focused interview.
- 2AA Full entitlement to certain benefits conditional on work-focused interview for partner
  - 2B Supplementary provisions relating to work-focused interviews.
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# Bereavement benefits

- 3 Late claims for bereavement benefit where death is difficult to establish.
- 4 Treatment of payments of benefit to certain widows.

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5 Regulations about claims for and payments of benefit.

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## Sharing of functions as regards certain claims and information

5A Sharing of functions as regards certain claims and information.

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- 6 Notification of accidents, etc.
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- 8 Obligations of claimants.

7

## Disability working allowance

9 Initial claims and repeat claims.

# The social fund

10 Necessity of application for certain payments.

# Child benefit

11 Necessity of application for child benefit.

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13 Duties of women etc. in relation to statutory maternity pay.

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- 20 Appeal to social security appeal tribunal.
- 21 Appeal from social security appeal tribunal to Commissioner.
- 22 Appeal from Commissioners on point of law.

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## Reviews - general

- 23 Review of decisions.
- 24 Procedure for reviews.
- 25 Reviews under s. 23 supplementary.
- 26 Appeals following reviews or refusals to review.
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# Attendance allowance, disability living allowance and disability working allowance

- 28 Reviews of decisions of adjudication officers.
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- 30 Reviews of decisions as to attendance allowance, disability living allowance or disability working allowance supplementary.
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34 Questions first arising on appeal.

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## Adjudication in relation to industrial injuries and disablement benefit

- 42 Declaration that accident is an industrial accident.
- 43 Disablement questions.
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- 45 Review of medical decisions.
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## Adjudicating medical practitioners and medical appeal tribunals

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49 The President of social security appeal tribunals, medical appeal tribunals and disability appeal tribunals and chairmen.

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## References to medical practitioners, the Disability Living Allowance Advisory Board etc.

- 51 Power of adjudicating authorities to refer matters to experts.
- 52 Claims relating to attendance allowance, disability living allowance and disability working allowance.
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- 72 Income support and other payments.
- 72A Payment of benefit where maintenance payments collected by Department.

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- 109 Offences by bodies corporate.
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- 112 Evidence of non-payment.
- 113 Recovery of unpaid contributions on prosecution.
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- 115CA Interpretation of Part VI

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- 115D Supply of contributions, etc. information held by Inland Revenue.
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#### Information held by tax authorities

- 116 Supply of information held by tax authorities for fraud prevention and verification.
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161 Administration of workmen's compensation etc.

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### Supplementary benefit etc.

162 Application of provisions of Act to supplementary benefit, etc.

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Social Security Administration (Northern Ireland) Act 1992 SCHEDULE 1 — CLAIMS FOR BENEFIT MADE OR TREATED BEFORE 1ST OCTOBER 1990

> Claims made or treated as made on or after 2nd September 1985 and before 19th November 1986

1 Section 1 above shall have effect in relation to a...

Claims made or treated as made on or after 19th November 1986 and before 6th April 1987

2 Section 1 above shall have effect in relation to a...

Claims made or treated as made on or after 6th April 1987 and before 23rd August 1989

3 Section 1 above shall have effect in relation to a...

Claims made or treated as made on or after 23rd August 1989 and before 14th August 1990

4 Section 1 above shall have effect in relation to a...

Claims made or treated as made on or after 14th August 1990 and before 1st October 1990

5 Section 1 above shall have effect in relation to a...

SCHEDULE 2 — COMMISSIONERS – SUPPLEMENTARY PROVISIONS

### Tenure of offices

- 1 (1) Subject to the following provisions of this paragraph, the...
- 2 Part-time chairmen of such tribunals shall hold and vacate office...

Remuneration etc. for President and chairmen

3 [(1)]The Department may pay, or make such payments towards...

# Officers and staff

4 The President may appoint such officers and staff as he...

Clerks to social security appeal tribunals and disability appeal tribunals

5 (1) The President shall assign a clerk to service the...

# Miscellaneous administrative duties of President

6 It shall be the duty of the President—

# Remuneration etc.

- 7 The Lord Chancellor shall pay to a Commissioner such salary...
- 8 (1) The Department may pay— (a) to any person specified...

# Certificates of decisions

9 A document bearing a certificate which—(a) is signed by...

# SCHEDULE 3 — REGULATIONS AS TO PROCEDURE

## Interpretation

1 In this Schedule " competent tribunal " means—

# Provision which may be made

- 2 Provision prescribing the procedure to be followed in connection with...
- 3 Provision as to the striking out of proceedings for want...
- 4 Provision as to the form which is to be used...
- 5 Provision as to the time to be allowed—
- 6 Provision as to the manner in which, and the time...
- 7 Provision for summoning persons to attend and give evidence or...
- 8 Provision for authorising a competent tribunal consisting of two or...
- 9 Provision for giving the chairman of a competent tribunal consisting...
- 10 Provision empowering the chairman of a social security appeal tribunal,...
- 11 Provision for the non-disclosure to a person of the particulars...
- 12 Provision for requiring or authorising the Department to hold, or...

## SCHEDULE 4 — PERSONS EMPLOYED IN SOCIAL SECURITY ADMINISTRATION OR ADJUDICATION Part I — THE SPECIFIED PERSONS

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Government departments

Other public departments and offices

The Housing Executive etc.

Adjudication officers

Adjudicating bodies

## The Disability Living Allowance Advisory Board for Northern Ireland

## The Occupational Pensions Board

## The social fund

## Former statutory bodies

# Part II — CONSTRUCTION OF REFERENCES TO GOVERNMENT DEPARTMENTS ETC.

- 1 (1) The reference in Part I of this Schedule to...
- 2 The reference in Part I of this Schedule to the...
- 3 The reference in Part I of this Schedule to the...
- 4 .....

# SCHEDULE 5 — REGULATIONS NOT REQUIRING PRIOR SUBMISSION TO SOCIAL SECURITY ADVISORY COMMITTEE

## Disability living allowance

1 Regulations under section 72(3) or 73(10) of the Contributions and...

## Industrial injuries

2 Regulations relating only to industrial injuries benefit.

## Up-rating, etc.

3 Regulations which state that they contain only provisions in consequence...

## Earnings limits

4 Regulations which state that they only contain regulations to make...

Married women and widows—reduced rate contributions

5 .....

## Child benefit

- 6 Regulations prescribing the rate or any of the rates of...
- 7 Regulations varying social security benefits following an increase of the...

## Statutory maternity pay and statutory sick pay

8 Regulations under section 154 or 163 of the Contributions and...

# Consolidation, etc.

- 9 Regulations made for the purpose only of consolidating other regulations...
- 10 Regulations making only provision corresponding to provision contained in regulations...

SCHEDULE 5A — Regulations not requiring prior submission to Industrial Injuries Advisory Council

- 1 Regulations under section 120(1)(b) of the Contributions and Benefits Act....
- 2 Regulations which state that they contain only provisions in consequence...
- 3 Regulations made within a period of 6 months from the...
- 4 Regulations which state that they contain only regulations making with...
- 5 Regulations which state that the only provision with respect to...
- 6 Regulations made for the purpose only of consolidating other regulations...
- 7 Regulations making only provision corresponding to provision contained in regulations...

# SCHEDULE 6 — OLD CASES PAYMENTS ADMINISTRATION

Provisions ancillary to paragraph 2 of Schedule 8 to Contributions and Benefits Act

1 (1) The provisions of this paragraph shall have effect with...

# Adjustment of benefit in certain cases

2 (1) Regulations under paragraph 2 of Schedule 8 to the...

## **Overpayments**

3 Regulations under paragraph 2 of Schedule 8 to the Contributions...

# SCHEDULE 7 — SUPPLEMENTARY BENEFITS, ETC.

# Claims and payments

1 (1) Section 5 above shall have effect in relation to...

# Adjudication

2 (1) Articles 9 to 18, 29 to 31 and 39...

# Overpayments etc.

3 (1) Section 69 above shall have effect in relation to...

# Inspection

4 Part VI of this Act shall have effect as if...

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Legal proceedings

5 Section 110 above shall have effect as if any reference...

— TABLE OF DERIVATIONS

# Status:

Point in time view as at 18/04/2005.

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