



# Social Security Administration (Northern Ireland) Act 1992

## 1992 CHAPTER 8

### PART VIII

#### ARRANGEMENTS FOR HOUSING BENEFIT

*[<sup>F1</sup>Directions by Department]*

#### **[<sup>F1</sup>128G Enforcement determinations.**

- (1) Where, after the time specified in the notice under section 128F above has expired, the Department—
  - (a) is not satisfied that the Housing Executive has attained the standards [<sup>F2</sup>or taken the action] in question; or
  - (b) is not satisfied that the Executive is likely to attain those standards [<sup>F3</sup>or take that action] within the time specified in the directions,the Department may make a determination under this section.
- (2) The determination may be made whether or not the Housing Executive has responded to the notice under section 128F above.
- (3) The determination shall be designed to secure the attainment of the standards [<sup>F4</sup>or the taking of the action] in question and—
  - (a) shall include provision such as is specified in subsection (4) below; and
  - (b) may also include provision such as is specified in subsection (5) below.
- (4) The provision referred to in paragraph (a) of subsection (3) above is provision that the Housing Executive must comply with specified requirements as to inviting, preparing, considering and accepting bids to carry out any work which—
  - (a) falls to be carried out in pursuance of the Executive's functions relating to the administration of housing benefit; and
  - (b) is of a description specified in the determination.

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**Changes to legislation:** Social Security Administration (Northern Ireland) Act 1992, Section 128G is up to date with all changes known to be in force on or before 08 April 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) View outstanding changes

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- (5) The provision referred to in paragraph (b) of that subsection is provision of any one or more of the following kinds relating to the work, or any specified category of the work, to which the determination relates—
- (a) provision that it may not be carried out by the Housing Executive;
  - (b) provision that it may not be carried out by any person (other than the Executive) who has been carrying it out; and
  - (c) provision that any contract made by the Executive with any person for carrying it out shall include terms requiring a level of performance which will secure, or contribute to securing, the attainment of the standards [<sup>F5</sup>or the taking of the action] in question.]

#### Textual Amendments

- F1** Ss.128E-128H inserted (1.7.1997) by [S.I. 1997/1182 \(N.I. 11\)](#), [art. 9](#); [S.R. 1997/316](#), [art. 2](#), [Sch.](#)
- F2** Words in [s. 128G\(1\)\(a\)](#) inserted (1.4.2008) by [Welfare Reform Act \(Northern Ireland\) 2007 \(c. 2\)](#), [s. 60\(1\)](#), [Sch. 5 para. 4\(2\)\(a\)](#); [S.R. 2008/147](#), [art. 2\(c\)](#)
- F3** Words in [s. 128G\(1\)\(b\)](#) inserted (1.4.2008) by [Welfare Reform Act \(Northern Ireland\) 2007 \(c. 2\)](#), [s. 60\(1\)](#), [Sch. 5 para. 4\(2\)\(b\)](#); [S.R. 2008/147](#), [art. 2\(c\)](#)
- F4** Words in [s. 128G\(3\)](#) inserted (1.4.2008) by [Welfare Reform Act \(Northern Ireland\) 2007 \(c. 2\)](#), [s. 60\(1\)](#), [Sch. 5 para. 4\(3\)](#); [S.R. 2008/147](#), [art. 2\(c\)](#)
- F5** Words in [s. 128G\(5\)\(c\)](#) inserted (1.4.2008) by [Welfare Reform Act \(Northern Ireland\) 2007 \(c. 2\)](#), [s. 60\(1\)](#), [Sch. 5 para. 4\(3\)](#); [S.R. 2008/147](#), [art. 2\(c\)](#)

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- s. 126-128H repealed by [S.I. 2015/2006 \(N.I.\) Sch. 12 Pt. 1](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act applied (with modifications) by [S.I. 2018/1125 reg. 8](#) (This amendment not applied to legislation.gov.uk. S.I. 2018/1125, reg. 8 omitted (31.12.2020) by virtue of Private International Law (Implementation of Agreements) Act 2020 (c. 24), s. 4(3), Sch. 5 para. 4(4))
- Act modified by [S.R. 2019/211 art. 2\(2\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Affecting Order revoked (19.12.2020) without ever being in force by S.R. 2020/347, arts. 1(1), 2)

**Whole provisions yet to be inserted into this Act (including any effects on those provisions):**

- s. 101(1)(4)(5)s. 101(6)(a)(b) words repealed by [S.I. 2015/2006 \(N.I.\) Sch. 12 Pt. 1](#)
- s. 2A(9) added by [2010 c. 13 \(N.I.\) Sch. 1 para. 24](#)
- s. 2G(1)(d) inserted by [S.I. 2015/2006 \(N.I.\) art. 65\(5\)](#)
- s. 5(1A)-(1C) inserted by [2010 c. 13 \(N.I.\) s. 18\(2\)\(c\)](#)
- s. 31A(1A) words substituted by [S.I. 2015/2006 \(N.I.\) Sch. 4 para. 11\(a\)\(ii\)](#)
- s. 104A(1A)-(1C) inserted by [2007 c. 2 \(N.I.\) s. 42\(3\)](#)
- s. 110A inserted by [2007 c. 2 \(N.I.\) s. 43](#)
- s. 110A repealed by [S.I. 2015/2006 \(N.I.\) Sch. 12 Pt. 1](#)
- s. 110A heading word inserted by [S.I. 2015/2006 \(N.I.\) art. 114\(4\)](#)
- s. 110A(2) words substituted by [S.I. 2015/2006 \(N.I.\) art. 114\(5\)\(a\)](#)
- s. 110A(2)(b) words substituted by [S.I. 2015/2006 \(N.I.\) art. 114\(5\)\(b\)](#)
- s. 110A(4)(b) words substituted by [S.I. 2015/2006 \(N.I.\) art. 114\(6\)](#)
- s. 110ZA inserted by [S.I. 2015/2006 \(N.I.\) art. 114\(2\)](#)
- s. 110ZA repealed by [S.I. 2015/2006 \(N.I.\) Sch. 12 Pt. 1](#)
- s. 116E and cross-heading inserted by [2010 c. 13 \(N.I.\) s. 16\(3\)](#)
- s. 126(2)-(2B) substituted for s. 126(2) by [2007 c. 2 \(N.I.\) s. 35](#)
- s. 130AB inserted by [2008 c. 13 \(N.I.\) Sch. 3 para. 14](#)
- s. 140C inserted by [S.I. 2015/2006 \(N.I.\) Sch. 2 para. 20](#)
- s. 166(2)(ac) inserted by [2010 c. 13 \(N.I.\) s. 17](#)