

Status: Point in time view as at 01/07/1997. This version of this schedule contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Social Security Administration (Fraud) Act 1997, SCHEDULE 1. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 22.

MINOR AND CONSEQUENTIAL AMENDMENTS

Extent Information

E1 Sch. 1 shall have the same extent as the enactments which it extends or repeals see s. 23(3).

The Local Government Finance Act 1982 (c.32)

- 1 In paragraph 9(2) of Schedule 3 to the Local Government Finance Act 1982 (financial provisions relating to Audit Commission: separate accounting in relation to certain functions), between paragraph (a) and paragraph (aa) insert—
- “(aza) its functions under section 28AB of this Act in relation to the discharge of housing benefit administration functions and council tax administration functions;”.

The Social Security Administration Act 1992 (c.5)

- 2 In section 54(2)(b) of the Social Security Administration Act 1992 (power of adjudication officer to refer for medical examination a person who has applied for a review), for the words “who has applied” onwards substitute “in respect of whom an application for a review under section 30 or 35 above has been made or is treated as having been made, ”.
- 3 In section 75(1) of that Act (recovery of overpayments of housing benefit), after “housing benefit” insert “determined in accordance with regulations to have been ”.
- 4 (1) Section 112 of that Act (offence of making false representation etc. for obtaining benefit or for other purpose connected with social security legislation) is amended as follows.
- (2) In subsection (1), for the words “legislation to which section 110 above applies” substitute “social security legislation ”.
- (3) In subsection (2), for “subsection (1) above” substitute “this section ”.
- (4) After that subsection insert—
- “(3) In this section “the social security legislation” means the Acts to which section 110 above applies and the ^{M1}Jobseekers Act 1995.”

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Marginal Citations

M1 1995 c. 18.

- 5 In section 116 of that Act (legal proceedings), after subsection (2) insert—
- “(2A) Subsection (2) above shall not be taken to impose any restriction on the time when proceedings may be begun for an offence under section 111A above.”
- 6 In section 123(2)(b) and (9)(d) of that Act (offence of unauthorised disclosure: Northern Ireland), for “Schedule 3” substitute “ Schedule 4 ”.
- 7 (1) Section 140B of that Act (calculation of amount of subsidy in respect of housing benefit and council tax benefit) is amended as follows.
- (2) In subsection (1), for “calculated in the manner specified by” substitute “ determined in accordance with an ”.
- (3) In subsection (2), for “the total” substitute “ the amount of relevant benefit ”.
- (4) In subsection (7), for “(2) or (4)” substitute “ (4) or (5) ”.

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- 8 In section 164 of that Act (destination of repayments etc.), after subsection (7) insert—
- “(8) All penalties recovered by the Secretary of State under section 115A above shall be paid into the Consolidated Fund.”

- 9 After section 182B of that Act (inserted by section 21(1)) insert—

“ National insurance numbers

182C Requirement to apply for national insurance number.

- (1) Regulations may make provision requiring a person to apply for a national insurance number to be allocated to him.
- (2) An application required by regulations under subsection (1) above shall be accompanied by information or evidence enabling such a number to be allocated.”
- 10 In section 189(7) of that Act (power for orders and regulations about housing benefit and council tax benefit to make different provision for different areas), after “different areas” insert “ or different authorities ”.
- 11 In section 190(1)(b) of that Act (regulations required to be approved by resolution of each House of Parliament), before “154” insert “ 122B(1)(b) or ”.
- 12 (1) Section 191 of that Act (interpretation) is amended as follows.
- (2) After the definition of “the Consequential Provisions Act” insert—

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““contribution” means a contribution under Part I of the Contributions and Benefits Act;”.

- (3) In the definition of “the Northern Ireland Department”, at the end insert “ but in section 122 and sections 122B to 122E also includes the Department of the Environment for Northern Ireland; ”.

The Social Security Administration (Northern Ireland) Act 1992 (c.8)

- 13 In section 166(2)(a) of the Social Security Administration (Northern Ireland) Act 1992 (regulations required to be approved by resolution of the Assembly), before “131” insert “ 116B(1)(b), ”.

- 14 (1) Section 167(1) of that Act (interpretation) is amended as follows.

- (2) After the definition of “the Consolidated Fund” insert—

““contribution” means a contribution under Part I of the Contributions and Benefits Act;”.

^{F1}(3)

Textual Amendments

F1 Sch. 1 para. 14(3) repealed (1.7.1997) by S.I. 1997/1182 (N.I. 11), arts. 1(2), 19(2), **Sch. 2**; S.R. 1997/316, art. 2, **Sch.**

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