

Status: Point in time view as at 05/07/1999.

Changes to legislation: Social Security Act 1998, SCHEDULE 3 is up to date with all changes known to be in force on or before 29 June 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)

SCHEDULES

SCHEDULE 3

Section 12(1).

DECISIONS AGAINST WHICH AN APPEAL LIES

PART I

BENEFIT DECISIONS

Entitlement to benefit without a claim

- 1 In such cases or circumstances as may be prescribed, a decision whether a person is entitled to a relevant benefit for which no claim is required.

Commencement Information

II Sch. 3 para. 1 in force at 4.3.1999 for specified purposes by [S.I. 1999/528, art. 2\(a\)](#), [Sch.](#)

- 2 If so, a decision as to the amount to which he is entitled.

Payability of benefit

- 3 A decision whether a relevant benefit (or a component of a relevant benefit) to which a person is entitled is not payable by reason of—
- (a) any provision of the Contributions and Benefits Act by which the person is disqualified for receiving benefit;
 - (b) regulations made under section 72(8) of that Act (disability living allowance);
 - (c) regulations made under section 113(2) of that Act (suspension of payment); or
 - (d) section 19 of the Jobseekers Act (jobseeker's allowance).

Payments to third parties

- 4 Except in such cases or circumstances as may be prescribed, a decision whether the whole or part of a benefit to which a person is entitled is, by virtue of regulations, to be paid to a person other than him.

Commencement Information

I2 Sch. 3 para. 4 in force at 4.3.1999 for specified purposes by [S.I. 1999/528, art. 2\(a\)](#), [Sch.](#)

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Recovery of benefits

5 A decision whether payment is recoverable under section 71 or 71A of the Administration Act.

6 If so, a decision as to the amount of payment recoverable.

Industrial injuries benefit

7 A decision whether an accident was an industrial accident for the purposes of industrial injuries benefit.

Jobseekers' agreements

8 A decision in relation to a jobseeker’s agreement as proposed to be made under section 9 of the Jobseekers Act, or as proposed to be varied under section 10 of that Act.

Power to prescribe other decisions

9 Such other decisions relating to a relevant benefit as may be prescribed.

Commencement Information

I3 Sch. 3 para. 9 in force at 4.3.1999 for specified purposes by [S.I. 1999/528](#), art. 2(a), [Sch.](#)

PART II

CONTRIBUTIONS DECISIONS

Categorisation of earners

^{F1}10

Textual Amendments

F1 Sch. 3 paras. 10-15 repealed (1.4.1999) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), [Sch. 7 para. 36](#), [Sch. 10 Pt. I](#) (with [Sch. 8](#)); [S.I. 1999/527](#), art. 2(b), [Sch. 2](#) (with arts. 3-6)

^{F1}11

Textual Amendments

F1 Sch. 3 paras. 10-15 repealed (1.4.1999) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), [Sch. 7 para. 36](#), [Sch. 10 Pt. I](#) (with [Sch. 8](#)); [S.I. 1999/527](#), art. 2(b), [Sch. 2](#) (with arts. 3-6)

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Compulsory contributions

^{F1}12

Textual Amendments

F1 Sch. 3 paras. 10-15 repealed (1.4.1999) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6)

^{F1}13

Textual Amendments

F1 Sch. 3 paras. 10-15 repealed (1.4.1999) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6)

Voluntary contributions

^{F1}14

Textual Amendments

F1 Sch. 3 paras. 10-15 repealed (1.4.1999) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6)

^{F1}15

Textual Amendments

F1 Sch. 3 paras. 10-15 repealed (1.4.1999) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6)

Responsibilities at home

16 A decision whether a person was (within the meaning of regulations) precluded from regular employment by responsibilities at home.

Earnings and contributions credits

17 A decision whether a person is entitled to be credited with earnings or contributions in accordance with regulations made under section 22(5) of the Contributions and Benefits Act.

Statutory sick pay

^{F2}18

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Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

F219

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

Statutory maternity pay

F220

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

F221

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

Liability of directors etc. for company's contributions

F222

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

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Preserved rights to benefit etc.

F²23

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

Employment of long-term unemployed

F²24

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

Interest and penalties

F²25

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

F²26

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

F²27

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#),

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s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

F228

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

Power to prescribe other decisions

F229

Textual Amendments

F2 Sch. 3 paras. 18-29 repealed (1.4.1999 except in respect of the repeal of Sch. 3 para. 23, 5.7.1999 in so far as not already in force) by [Social Security Contributions \(Transfer of Functions, etc.\) Act 1999 \(c. 2\)](#), s. 28(3), Sch. 7 para. 36, **Sch. 10 Pt. I** (with Sch. 8); S.I. 1999/527, art. 2(b), Sch. 2 (with arts. 3-6); S.I. 1999/1662, art. 2(b), Sch. Pt. 2 (with art. 4)

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