

1976 No. 404

SOCIAL SECURITY

**The Social Security (Categorisation of Earners)
Amendment Regulations 1976**

<i>Made</i> - - - -	12th March 1976
<i>Laid before Parliament</i>	16th March 1976
<i>Coming into Operation</i>	6th April 1976

The Secretary of State for Social Services, in exercise of the powers conferred upon her by section 4(5) of the Social Security Act 1975(a) and of all other powers enabling her in that behalf, without having referred any proposals on the matter to the National Insurance Advisory Committee since it appears to her that by reason of urgency it is inexpedient to do so, hereby makes the following regulations:—

Citation, interpretation and commencement

1. These regulations which may be cited as the Social Security (Categorisation of Earners) Amendment Regulations 1976 shall be read as one with the Social Security (Categorisation of Earners) Regulations 1975(b) (hereinafter referred to as “the principal regulations”) and shall come into operation on 6th April 1976.

Amendment of paragraph 2 in column (B) of Schedule 3 to the principal regulation.

2. After paragraph 2(b) in column (B) of Schedule 3 to the principal regulations there shall be inserted the following sub-paragraph:—

“(c) where the other members of the body or the third person specified in sub-paragraph (a) or, as the case may be, the third person specified in sub-paragraph (b) of this paragraph do not fulfil the conditions as to residence or presence in Great Britain prescribed in regulation 113(1)(b) of the Social Security (Contributions) Regulations 1975(c), the person to whom the person employed is supplied (and in that case sub-paragraph (a) or, as the case may be, sub-paragraph (b) shall not apply).”

Barbara Castle,
Secretary of State for Social Services

12th March 1976.

(a) 1975 c. 14.
(c) S.I. 1975/492 (1975 I, p. 1516).

(b) S.I. 1975/528 (1975 I, p. 1726).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

The Regulations, by amending paragraph 2 of column (B) of Schedule 3 to the Social Security (Categorisation of Earners) Regulations 1975, make provision in the case of contracts for the supply of labour for the person to whom the earner is supplied to be treated as the secondary contributor where the person who would otherwise be so treated does not satisfy the conditions of residence or presence in Great Britain.

SI 1976/404
ISBN 0-11-060404-0



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