

SCHEDULE

Regulation 4

Amendments of secondary legislation

Social Security (Maternity Benefit) Regulations 1975

1. In regulation 3B (temporary absences from Great Britain) of the Social Security (Maternity Benefit) Regulations 1975(1), in paragraph (c), after “1408/71/EEC”, insert “, as amended from time to time, or Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems”.

Statutory Sick Pay (Mariners, Airmen and Persons Abroad) Regulations 1982

2. In regulation 5 (persons in other member States – meaning of “employee”) of the Statutory Sick Pay (Mariners, Airmen and Persons Abroad) Regulations 1982(2), in paragraph (b), after “1408/71”, insert “, as amended from time to time, or Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems”.

Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations 1983

3.—(1) In regulation 20 (special provisions for certain persons who have been employed abroad) of the Social Security (Unemployment, Sickness and Invalidity Benefit) Regulations 1983(3)—

- (a) in paragraph (2)(b)(ii), at the end add “, as amended from time to time, or Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems,”;
- (b) in paragraph (4)(a), after “1408/71/EEC”, insert “, as amended from time to time, or Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time”;
- (c) in paragraph (4)(c), after “Council Regulation”, insert “or Regulation of the European Parliament and of the Council”;
- (d) in the words after paragraph (4)(c), after “Council Regulation”, insert “or Regulation of the European Parliament and of the Council”.

Social Security (Maternity Allowance) (Work Abroad) Regulations 1987

4.—(1) In regulation 2 (special provision for certain persons who have been employed abroad) of the Social Security (Maternity Allowance) (Work Abroad) Regulations 1987(4)—

- (a) in paragraph (2)(b)(ii)—
 - (i) after “EEC”, insert “, as amended from time to time,”;
 - (ii) at the end, add “or Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems”;
- (b) in paragraph (4)—

(1) S.I. 1975/553; there are amending Acts and instruments but none is relevant.

(2) S.I. 1982/1349, to which there are amendments not relevant to these Regulations.

(3) S.I. 1983/1598, amended by S.I. 2011/1043; there are other amendments not relevant to these Regulations.

(4) S.I. 1987/417, amended by S.I. 2000/691.

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- (i) in sub-paragraph (a), after “EEC”, insert “, as amended from time to time, or Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time”;
- (ii) in sub-paragraph (c), after “Council Regulation”, insert “or Regulation of the European Parliament and of the Council”;
- (iii) in the words after sub-paragraph (c), after “Council Regulation”, insert “or Regulation of the European Parliament and of the Council”.

Statutory Maternity Pay (Persons Abroad and Mariners) Regulations 1987

5. In regulation 2 (persons in other member States – meaning of “employee”) of the Statutory Maternity Pay (Persons Abroad and Mariners) Regulations 1987(5), in paragraph (b), after “1408/71”, insert “, as amended from time to time, or Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems”.

Income Support (General) Regulations 1987

6. In regulation 21AA (special cases: supplemental – persons from abroad) of the Income Support (General) Regulations 1987(6), in paragraph (3)(d), for “Article 39 of the Treaty establishing the European Community” substitute “Article 45 of the Treaty on the Functioning of the European Union”.

Social Security (Payments on account, Overpayments and Recovery) Regulations 1988

7.—(1) The Social Security (Payments on account, Overpayments and Recovery) Regulations 1988(7) are amended in accordance with this paragraph.

(2) In regulation 8 (duplication and prescribed payments), in paragraph (1)(g)—

- (a) after “1408/71”, insert “as amended from time to time,”;
- (b) after “the Community,”, insert “or in Article 3(1) of Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems,”;
- (c) for “that Regulation”, substitute “either Regulation, as amended from time to time”.

(3) The amendments made by sub-paragraph (2) also have effect in relation to regulation 8 as that regulation relates to child benefit and guardian’s allowance by virtue of the transitional provision in regulation 44 (transitional provisions) of the Child Benefit and Guardian’s Allowance (Administration) Regulations 2003(8).

Social Security and Child Support (Decisions and Appeals) Regulations 1999

8.—(1) The Social Security and Child Support (Decisions and Appeals) Regulations 1999(9) are amended in accordance with this paragraph.

(2) In Schedule 2, in paragraph 10 (European Union Regulations) after “1408/71”, insert “, as amended from time to time,”.

(5) S.I. 1987/418, amended by S.I. 2011/1043; there are other amendments not relevant to these Regulations.

(6) S.I. 1987/1967, amended by S.I. 2006/1026 and S.I. 2012/2587; there are other amending instruments but none is relevant.

(7) S.I. 1988/664 was revoked in relation to child benefit or guardian’s allowance by S.I. 2003/492; there are other amending instruments but none is relevant.

(8) S.I. 2003/492, to which there are amendments not relevant to these Regulations.

(9) S.I. 1999/991, amended by S.I. 2011/1043. S.I. 1999/991 was revoked in relation to child benefit or guardian’s allowance by S.I. 2003/916; there are other amending instruments but none is relevant.

(3) The amendments made by sub-paragraph (2) also have effect in relation to paragraph 10 as that paragraph relates to child benefit and guardian's allowance by virtue of the transitional provision in regulation 35 (transitional provisions) of the Child Benefit and Guardian's Allowance (Decisions and Appeals) Regulation 2003(10).

Social Fund Winter Fuel Payment Regulations 2000

9.—(1) In regulation 2(4)(a) (winter fuel payments) of the Social Fund Winter Fuel Payment Regulations 2000(11)—

- (a) after “1408/71”, insert “, as amended from time to time,”;
- (b) after “883/2004”, insert “, as amended from time to time,”.

Housing Benefit Regulations 2006

10.—(1) In regulation 105 (recovery of overpayments from prescribed benefits) of the Housing Benefit Regulations 2006(12)—

- (a) in paragraph (1)(c)—
 - (i) after “1408/71”, insert “, as amended from time to time,”;
 - (ii) after “the Community,”, insert “or in Article 3(1) of Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems,”;
 - (iii) for “that Regulation”, substitute “either Regulation, as amended from time to time”;
- (b) in paragraph (1A), after “21st June 1999”, insert “,as amended from time to time”.

Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006

11.—(1) In regulation 86 (recovery of overpayments from prescribed benefits) of the Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006(13)—

- (a) in paragraph (1)(c)—
 - (i) after “1408/71”, insert “, as amended from time to time, ”;
 - (ii) after “the Community,”, insert “or in Article 3(1) of Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004, as amended from time to time, on the coordination of social security systems,”;
 - (iii) for “that Regulation”, substitute “either Regulation, as amended from time to time”;
- (b) in paragraph (1A), after “21st June 1999”, insert “(as amended from time to time)”.

(10) S.I. 2003/916, to which there are amendments not relevant to these Regulations.

(11) S.I. 2000/729, amended by S.I. 2003/1737, 2013/1509, 2014/3270, 2015/67; there are other amending instruments but none is relevant.

(12) S.I. 2006/213, amended by S.I. 2005/2904 (as amended by S.I. 2006/217) and 2008/2824; there are other amending instruments but none is relevant.

(13) S.I. 2006/214, amended by S.I. 2005/2904 (as amended by S.I. 2006/217), 2008/2824; there are other amending instruments but none is relevant.

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Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Decisions and Appeals) Regulations 2013

12. In Schedule 3 to the Universal Credit, Personal Independence Payment, Jobseeker's Allowance and Employment and Support Allowance (Decisions and Appeals) Regulations 2013(**14**), in paragraph 17 (European Community Regulations) after "1408/71", insert ", as amended from time to time".

(14) [S.I. 2013/381](#), to which there are amendments not relevant to these Regulations.