STATUTORY INSTRUMENTS

1971 No. 1854

SOCIAL SECURITY

The National Insurance (Attendance Allowance) Amendment Regulations 1971

Made - - - -	*12th November* 1971
Laid before Parliament	*22nd November* 1971
Coming into Operation	*23rd November* 1971

The Secretary of State for Social Services, in exercise of his powers under section 6(3)(*b*) of the National Insurance (Old persons' and widows' pensions and attendance allowance) Act 1970(**a**), and of all other powers enabling him in that behalf, hereby makes the following regulations, which relate solely to matters which have been referred to the Attendance Allowance Board in pursuance of section 5(1)(*b*) of the said Act of 1970, and which, by virtue of section 8(5) of that Act, are exempt from the requirements of section 108 of the National Insurance Act 1965(**b**) (consideration of regulations by the National Insurance Advisory Committee):—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Attendance Allowance) Amendment Regulations 1971, shall be read as one with the National Insurance (Attendance Allowance) Regulations 1971(**c**) (hereinafter referred to as "the principal regulations") and shall come into operation on 23rd November 1971.

Amendment of regulation 14 *of the principal regulations*

2. In regulation 14 of the principal regulations (reviews of determinations made by the Board), for paragraph (1) there shall be substituted the following paragraph:—

"14.—(1) The prescribed period within which the Board may, in pursuance of section 6(3)(*b*) of the Act of 1970, review a determination on any ground, shall be a period of 3 months from the date on which notice of the determination which it is sought to have reviewed was given or sent to the claimant, so however that if an application for review is made (whether by the claimant or the Secretary of State) within 3 months from that date the prescribed period shall be extended until the application for review is determined".

Keith Joseph,
Secretary of State for Social Services.

12th November 1971.

(**a**) 1970 c. 51. (**b**) 1965 c. 51.
(**c**) S.I. 1971/621 (1971 I, p. 1623).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend regulation 14 of the National Insurance (Attendance Allowance) Regulations 1971 (hereafter called "the Principal Regulations").

For paragraph (1) of regulation 14 of the Principal Regulations these Regulations substitute a new paragraph which provides that the 3 month prescribed period during which a determination of the Attendance Allowance Board may be reviewed on any ground shall commence to run from the date on which notice of the determination it is sought to have reviewed was given or sent to the claimant (previously it was the period of 3 months from the date on which the determination it was sought to have reviewed was made); and which also expressly provides that, where an application for a review of a determination is made within 3 months from the date on which notice of that determination was given or sent to a claimant, the period during which such determination may be reviewed on any ground shall be extended until the application for review has been determined.