STATUTORY INSTRUMENTS

1978 No. 507

SOCIAL SECURITY

Social Security (Contributions) Consequential Amendment Regulations 1978

Laid before Parliament in draft

Made - - - - 30*th March* 1978

Coming into Operation 6*th April* 1978

Whereas a draft of the following regulations was laid before Parliament and approved by resolution of each House of Parliament:—

Now, therefore, the Secretary of State for Social Services in exercise of the powers conferred upon him by section 129(1) of the Social Security Act 1975**(a)** and of all other powers enabling him in that behalf, by this instrument, which contains only provisions in consequence of the Social Security (Contributions, Re-rating) (No. 2) Order 1977**(b)** or regulations which make provision consequential on regulations made under section 1 of the Social Security Pensions Act 1975**(c)**, makes the following regulations, which accordingly are not subject to the requirement for prior reference to the National Insurance Advisory Committee**(d)**.

Citation, interpretation and commencement

1. These regulations, which may be cited as the Social Security (Contributions) Consequential Amendment Regulations 1978 shall be read as one with the Social Security (Contributions) Regulations 1975**(e)** as amended**(f)** and shall come into operation on 6th April 1978.

Amendment of regulations 1(2) *and* 77 *of the principal regulations*

2. In regulations 1(2) and 77 of the principal regulations (interpretation) after the definition "The Re-rating Order 1977" there shall in each of those regulations be inserted the following definition:—

> "'The Re-rating (No. 2) Order 1977" means the Social Security (Contributions, Re-rating) (No. 2) Order 1977'.

Amendment of regulation 88B *of the principal regulations*

3. At the beginning of regulation 88B of the principal regulations (transitional provisions consequent upon the Re-rating Order 1977) there shall be inserted the words "Subject to the provisions of the next succeeding regulation".

(a) 1975 c. 14. **(b)** S.I. 1977/2180. **(c)** 1975 c. 60.

(d) *See* section 139(1) and (2) of, and paragraph 17 of Schedule 15 to, the Social Security Act 1975, section 24(4)(*b*) of the Social Security (Miscellaneous Provisions) Act 1977 (c. 5) and section 61(1)(*a*) of the Social Security Pensions Act 1975.

(e) S.I. 1975/492.

(f) The relevant amending instruments are S.I. 1975/1855, 1976/1, 1977/114, 543, 1953. 1977/1953.

Insertion of regulation 88C *of the principal regulations*

4. After regulation 88B of the principal regulations there shall be inserted the following regulation—

"*Transitional provisions consequent upon regulation* 5A *of these regulations and the Re-rating* (No. 2) *Order* 1977

88C. As respects any payment of earnings made on or after 6th April 1978 to or for the benefit of a mariner for his employment as such during the voyage period, the provisions of regulation 5A of these regulations (lower and upper earnings limits) and of the Re-rating (No. 2) Order 1977 shall not apply in the cases and to the extent specified in the next two succeeding paragraphs and in those cases the contributions payable shall be calculated as if that regulation and the Re-rating (No. 2) Order 1977 had not been made and as if section 4(1) of the Act had not been amended by paragraph 36(*a*) of Schedule 4 to the Pensions Act:—

(*a*) in the case of employment during a voyage period which begins before 6th March 1978 and ends before 6th May 1978, to the extent of the whole of the earnings for that employment;

(*b*) in the case of employment during a voyage period which begins before 6th March 1978 and ends on or after 6th May 1978, to the extent of so much of the earnings as relates to that part of the employment which occurs before 6th April 1978".

David Ennals,
Secretary of State for Social Services.

30th March 1978.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations further amend the Social Security (Contributions) Regulations 1975 (the principal regulations).

The Regulations make provision for contributions payable in respect of mariner's earnings paid on or after 6th April 1978 to be charged in certain circumstances on the basis of the earnings limits and rates which would have been appropriate if regulation 5A of the principal regulations and the Social Security (Contributions, Re-rating) (No. 2) Order 1977 had not been made.

The other amendments are of a consequential nature.

SI 1978/507
ISBN 0-11-083507-7

