STATUTORY INSTRUMENTS

1977 No.1707

SOCIAL SECURITY

The Social Security (Earnings Factor) Amendment (No.2) Regulations 1977

Made - - - -	*24th October* 1977
Laid before Parliament	*25th October* 1977
Coming into Operation	*6th April* 1978

The Secretary of State for Social Services, in exercise of the powers conferred on him by section 1(5) of the Social Security (Miscellaneous Provisions) Act 1977**(a)** and of all other powers enabling him in that behalf hereby makes the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the Social Security (Earnings Factor) Amendment (No. 2) Regulations 1977 shall be read as one with the Social Security (Earnings Factor) Regulations 1975**(b)** as amended**(c)** (hereinafter referred to as the principal regulations) and shall come into operation on 6th April 1978.

Addition to the principal regulations

2. After regulation 3 of the principal regulations there shall be added—

"*Contributions to be treated as having been paid or as not repaid*

4. For the purposes of paragraph 6A of the Schedule to these regulations—

(*a*) any contributions which would have been payable by the person in question but for the fact that they are not payable by virtue of regulation 41B of the Social Security (Contributions) Regulations 1975**(d)** as amended**(e)**, or

(*b*) any contributions repayable or repaid to him under regulation 28 of those regulations as having been paid in excess of the amount prescribed in regulation 15 of those regulations (annual maximum)

shall be treated as having been paid and in the case of repaid contributions as not repaid.".

David Ennals,
Secretary of State for Social Services.

24th October 1977.

(a) 1977 c. 5. **(b)** S.I. 1975/468(1975 I, p. 1459).
(c) The relevant amending instrument is S.I. 1977/1706 (1977 III, p. 4853).
(d) S.I. 1975/492 (1975 I, p. 1516).
(e) The relevant amending instrument is S.I. 1976/88 (1976 I, p. 282).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations provide for treating as paid or as not repaid contributions by reference to which an earner's guaranteed minimum is calculated under section 35 of the Social Security Pensions Act 1975 (c. 60).

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