STATUTORY INSTRUMENTS

1980 No. 1730

SOCIAL SECURITY

The Social Security (Earnings-related Supplement and Addition) (Transitional) Regulations 1980

Made - - - -	13*th November* 1980
Laid before Parliament	20*th November* 1980
Coming into Operation	
Regulations 1 *and* 2 -	4*th January* 1981
Regulation 3 - -	3*rd January* 1982

The Secretary of State for Social Services, in exercise of powers conferred by section 7(2) of the Social Security (No. 2) Act 1980**(a)**, and of all other powers enabling him in that behalf, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Social Security (Earnings-related Supplement and Addition) (Transitional) Regulations 1980, and this regulation and regulation 2 shall come into operation on 4th January 1981, and regulation 3 on 3rd January 1982.

(2) In these regulations—

"section 4(1)" and "section 4(2)" mean section 4(1) and section 4(2) respectively of the Social Security (No. 2) Act 1980;

"the repeals" means the repeals of provisions of the Social Security Act 1975**(b)**, connected with the abolition by section 4(2) of earnings-related supplement and addition, and effected by section 7(6) of and the Schedule to the Social Security (No. 2) Act 1980;

and other expressions have the same meanings as in the Social Security Act 1975.

Exemption from reduction of earnings-related supplement or addition

2.—(1) Where a person is entitled to earnings-related supplement of unemployment benefit, sickness benefit or a maternity allowance for a day (not being later than 30th June 1982) which is part of a period of interruption of employment beginning before 4th January 1981, the effect of section 4(1) shall be disregarded in relation to that earnings-related supplement.

(2) Where a widow whose late husband died before 4th January 1981 is entitled to earnings-related addition to a widow's allowance, the effect of section 4(1) shall be disregarded in relation to that earnings-related addition.

Exemption from abolition of earnings-related supplement or addition

3.—(1) Where a person would apart from the coming into force of section 4(2) and the repeals be entitled to earnings-related supplement of

(a) 1980 c. 39. **(b)** 1975 c. 14.

unemployment benefit, sickness benefit or a maternity allowance for a day (not being later than 30th June 1982) which is part of a period of interruption of employment beginning before 3rd January 1982, the effect of section 4(2) and the repeals shall be disregarded in relation to that earnings-related supplement.

(2) Where a widow whose late husband died before 3rd January 1982 would apart from the coming into force of section 4(2) and the repeals be entitled to earnings-related addition to a widow's allowance, the effect of section 4(2) and the repeals shall be disregarded in relation to that earnings-related addition.

Patrick Jenkin,
Secretary of State for Social Services.

13th November 1980.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations provide that where there is entitlement to earnings-related supplement of unemployment benefit, sickness benefit or a maternity allowance in respect of a day which is not later than 30th June 1982 and is part of a period of interruption of employment beginning earlier than 4th January 1981, the reduction made by section 4(1) of the Social Security (No. 2) Act 1980 shall not apply to the rate of that supplement; and that where apart from section 4(2) of that Act there would be entitlement to earnings-related supplement in respect of a day which is not later than 30th June 1982 and is part of a period of interruption of employment beginning earlier than 3rd January 1982, the abolition of such supplement by section 4(2) shall not apply.

They also provide that where a widow whose last or only husband died before 4th January 1981 is entitled to earnings-related addition to a widow's allowance, the reduction made by section 4(1) of the Social Security (No. 2) Act 1980 shall not apply to the rate of that addition; and that where apart from section 4(2) of that Act a widow whose last or only husband died before 3rd January 1982 would be entitled to such an addition, the abolition of such an addition by section 4(2) shall not apply.

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