1993 No. 229

SOCIAL SECURITY

The Social Security (Widow's Benefit and Retirement Pensions) (Amendment) Regulations (Northern Ireland) 1993

Made	*11th May 1993*
Coming into operation . .	*7th June 1993*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 79(2) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Social Security (Widow's Benefit and Retirement Pensions) (Amendment) Regulations (Northern Ireland) 1993 and shall come into operation on 7th June 1993.

Amendment of regulation 17 of the Social Security (Widow's Benefit and Retirement Pensions) Regulations

2.—(1) Regulation 17 of the Social Security (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1979(**b**) (provisions relating to age addition for persons not in receipt of a retirement pension) shall be amended in accordance with paragraphs (2) to (4).

(2) In paragraph (1), after sub-paragraph (*f*) there shall be added the following sub-paragraph—

"(*g*) sections 35 and 36 of the National Insurance Act (Northern Ireland) 1966(**c**) as continued in force by the Social Security (Graduated Retirement Benefit) (No. 2) Regulations (Northern Ireland) 1978(**d**).".

(3) In paragraph (2) after "The following shall" there shall be inserted ", subject to paragraph (3),".

(4) After paragraph (2) there shall be added the following paragraph—

"(3) Paragraph (2) shall not apply to a person who is in receipt of a payment under the enactment specified in paragraph (1)(*g*).".

(**a**) 1992 c. 7
(**b**) S.R. 1979 No. 243; relevant amending regulations are S.R. 1984 No. 317
(**c**) 1966 c. 6 (N.I.)
(**d**) S.R. 1978 No. 105

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 11th May 1993.

(L.S.) *W. G. Purdy*
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations further amend regulation 17 of the Social Security (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1979. They include graduated retirement benefit as a payment the receipt of which entitles a person over 80 years of age to age addition. They also provide that the additional conditions of entitlement to age addition set out in paragraph (2) of that regulation shall not apply in respect of a person in receipt of graduated retirement benefit.

The regulations make in relation to Northern Ireland only provision corresponding to provision contained in regulations made by the Secretary of State for Social Security in relation to Great Britain and accordingly, by virtue of section 149(3) of, and paragraph 10 of Schedule 5 to, the Social Security Administration (Northern Ireland) Act 1992 (c. 8), are not subject to the requirement of section 149(2) of that Act for prior reference to the Social Security Advisory Committee.