1982 No. 147

SOCIAL SECURITY

The Social Security (Days of Incapacity for Work) Regulations (Northern Ireland) 1982

Made	*11th May 1982*
Coming into operation . . .	*14th June 1982*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by section 17(4) and (5) of the Social Security (Northern Ireland) Act 1975(a) and of all other powers enabling it in that behalf, hereby makes the following regulations which correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and which accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980(b) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Social Security (Days of Incapacity for Work) Regulations (Northern Ireland) 1982 and shall come into operation on 14th June 1982.

(2) In these regulations "the Act" means the Social Security (Northern Ireland) Act 1975.

Treatment of days of incapacity in particular cases

2.—(1) Section 17(1)(*d*)(ii) of the Act(c) (periods of incapacity for work which are to be treated as periods of interruption of employment) shall have effect, in the cases specified in paragraph (2), as if the period of four days mentioned there were a period of two days, whether consecutive or not, within a period of 6 consecutive days.

(2) The cases referred to in paragraph (1) are those where the days of incapacity for work in question are days of incapacity for work which result from regular weekly treatment by way of—

(*a*) haemodialysis for chronic renal failure,

(*b*) peritoneal dialysis for chronic renal failure,

(*c*) plasmapheresis,

(*d*) chemotherapy with cytotoxic drugs, or

(*e*) radiotherapy.

(3) This regulation shall have effect from 14th September 1980.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 11th May 1982.

(L.S.) *I. M. S. Jordan* (Miss)
Assistant Secretary

(a) 1975 c. 15; sub-sections (4) and (5) of section 17 were inserted by Article 6 of the Social Security (Northern Ireland) Order 1981 (S.I. 1981/1118 (N.I. 25))

(b) 1980 c. 30

(c) Section 17(1)(*d*) was substituted by Article 3(1) of the Social Security (No. 2) (Northern Ireland) Order 1980 (S.I. 1980/1087 (N.I. 13))

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations provide that in cases where incapacity for work is due to regular weekly treatment by way of haemodialysis or peritoneal dialysis for chronic renal failure, plasmapheresis, chemotherapy with cytotoxic drugs or radiotherapy, section 17(1)(*d*) of the Social Security (Northern Ireland) Act 1975 as amended by the Social Security (No. 2) (Northern Ireland) Order 1980 shall have effect so that any two or more days of incapacity for work due to such treatment within a period of 6 consecutive days are to be treated as a period of interruption of employment for the purpose of entitlement to social security benefits.

Regulation 2 has retrospective effect, from 14th September 1980, the power to make it retrospective being conferred by section 17(5) of the Social Security (Northern Ireland) Act 1975 as inserted by Article 6 of the Social Security (Northern Ireland) Order 1981.

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Road Races (Ballymena Kart Race) Order (Northern Ireland) 1982

This Order, being of a temporary character, is not printed at length in this volume.