1988 No. 148

SOCIAL SECURITY

The Social Security (Industrial Injuries) (Miscellaneous Amendments) Regulations (Northern Ireland) 1988

Made	*8th April 1988*
Coming into operation . .	*11th April 1988*

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 59A(10), 76, 77(2), 82(5) and 124(1) of the Social Security (Northern Ireland) Act 1975(**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 (Industrial Injuries) (Miscellaneous Amendments) Regulations (Northern Ireland) 1988 and shall come into operation on 11th April 1988.

Amendment of the Social Security (Industrial Injuries) (Airmen's Benefits) Regulations (Northern Ireland) 1975

2. In regulation 4(*b*) of the Social Security (Industrial Injuries) (Airmen's Benefits) Regulations (Northern Ireland) 1975(**b**) (disqualification and suspension during absence from Northern Ireland) for "an increase of disablement pension in respect of special hardship under section 60 of the Act" there shall be substituted "reduced earnings allowance under section 59A of the Act".

Amendment of the Social Security (Industrial Injuries) (Mariners' Benefits) Regulations (Northern Ireland) 1975

3. In regulation 5(*b*) of the Social Security (Industrial Injuries) (Mariners' Benefits) Regulations (Northern Ireland) 1975(**c**) (disqualification and suspension during absence from Northern Ireland) for "an increase of disablement pension in respect of special hardship under section 60 of the Act" there shall be substituted "reduced earnings allowance under section 59A of the Act".

Amendment of the Social Security (Industrial Injuries) (Reduced Earnings Allowance and Transitional) Regulations (Northern Ireland) 1987

4.—(1) Regulation 2 of the Social Security (Industrial Injuries) (Reduced Earnings Allowance and Transitional) Regulations (Northern Ireland)

(**a**) 1975 c. 15; section 59A was inserted by paragraph 5(1) of Schedule 3 to the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))
(**b**) S.R. 1975 No. 99
(**c**) S.R. 1975 No. 106

1987(**a**) (determination of the probable standard of remuneration for reduced earnings allowance) shall be amended in accordance with paragraphs (2) to (4) of this regulation.

(2) In paragraph (6) for "increased by a percentage equal to any percentage increase" there shall be substituted "adjusted by a percentage equal to any percentage change".

(3) In paragraph (7)(*b*) for "percentage increase" there shall be substituted "percentage change".

(4) In paragraph (7)(*c*) for "percentage increase" there shall be substituted "percentage change" and for "which the increase relates" there shall be substituted "which the change relates".

Amendment of the Social Security (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1986

5. In regulation 1 of the Social Security (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1986(**b**) (citation, commencement and interpretation) after paragraph (3) there shall be added the following paragraph—

"(4) In these regulations, any reference to death benefit shall be taken as including a reference to any benefit in respect of which contribution conditions are taken as having been satisfied in accordance with paragraph 10 of Schedule 3 to the Social Security (Northern Ireland) Order 1986."(**c**).

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 8th April 1988.

(L.S.) *A. N. Burns*
Assistant Secretary

(**a**) S.R. 1987 No. 142
(**b**) S.R. 1986 No. 179
(**c**) S.I. 1986/1888 (N.I. 18); paragraph 10 of Schedule 3 is amended, with effect from 11th April 1988, by paragraph 5 of Schedule 1 to the Social Security (Northern Ireland) Order 1988 (S.I. 1988/594 (N.I. 2))

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations contain amendments to regulations relating to industrial injuries benefits.

Regulation 2 provides that airmen are not to be disqualified for receiving reduced earnings allowance whilst absent from Northern Ireland in the course of their employment. Regulation 3 provides similarly in relation to mariners.

Regulation 4 enables the probable standard of remuneration in comparable occupational groups which is used for the purpose of determining the level of reduced earnings allowance payable to beneficiaries to take account of falls as well as increases in the earnings of those groups.

Regulation 5 provides for references to death benefit in the Social Security (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1986 to include a reference to benefit in respect of which contribution conditions are taken to be satisfied where an employed earner dies as a result of a personal injury or an industrial disease.