STATUTORY INSTRUMENTS

# 1972 No. 167

# SOCIAL SECURITY

## The Family Allowances (Determination of Claims and Questions) Amendment Regulations 1972

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| *Made* - - - | *8th February* 1972 |
| *Laid before Parliament* | *17th February* 1972 |
| *Coming into Operation* | *27th March* 1972 |

The Secretary of State for Social Services, in conjunction with the Treasury, in exercise of his powers under section 81(3) of the National Insurance Act 1965(**a**) and section 8(1) of the Family Allowances Act 1965(**b**) 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 Family Allowances (Determination of Claims and Questions) Amendment Regulations 1972, shall be read as one with the Family Allowances (Determination of Claims and Questions) (No. 2) Regulations 1967(**c**) (hereinafter referred to as "the principal regulations") and shall come into operation on 27th March 1972.

*Amendment of regulation 7(2) of the principal regulations*

**2.**—(1) Regulation 7(2) of the principal regulations (suspension of payment of sums on account of allowances where an appeal is pending to the Commissioner) shall be amended in accordance with the provisions of paragraph (2) of this regulation and shall accordingly have effect as set out in the Schedule to these regulations.

(2) There shall be inserted after the word "Where" the words "notice of" and after the words "an appeal" the words "by an insurance officer"; and there shall be substituted for the word "made" the words "given or sent to the person claiming the allowance" and for the words "the award was given" the words "an insurance officer received the record of the decision of the local tribunal".

(a) 1965 c. 51. (b) 1965 c. 53. (c) S.I. 1967/1572 (1967 III, p. 4377).

Regulation 2 SCHEDULE

*Regulation* 7(2) *of the principal regulations as amended* by these regulations*

(2) Where *notice of* an appeal *by an insurance officer* to the Commissioner from an award of a local tribunal is *given or sent to the person claiming the allowance* within 21 days of the date on which *an insurance officer received the record of the decision of the local tribunal,* payment of sums on account of the allowance to which the appeal relates shall be suspended until the appeal has been determined.

*Keith Joseph,*
Secretary of State for Social Services.

4th February 1972.

*Keith Speed,*
*Walter Clegg,*
Two of the Lords Commissioners of Her Majesty's Treasury.

8th February 1972.

## EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend regulation 7(2) of the Family Allowances (Determination of Claims and Questions) (No. 2) Regulations 1967, which provided that payment of family allowances awarded by a local tribunal should be suspended where an appeal to the Commissioner was made within 21 days of the date on which the award of the local tribunal was given. The amendment to regulation 7(2) provides for the suspension of payment of family allowances awarded by a local tribunal where, within 21 days of the receipt of the record of the decision of the local tribunal by an insurance officer, notice of an appeal by an insurance officer to the Commissioner is given or sent to the person claiming the allowance.

*The words added or substituted by these regulations are shown in italics.

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