

1984 No. 81

SOCIAL SECURITY

**The Social Security (Categorisation of Earners) (Amendment)
Regulations (Northern Ireland) 1984**

Made 13th March 1984

Coming into operation 6th April 1984

The Department of Health and Social Services for Northern Ireland, in exercise of the powers conferred on it by sections 2(2), 4(5) and 157(1) of, and Schedule 17 to, 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 (Categorisation of Earners) (Amendment) Regulations (Northern Ireland) 1984 and shall come into operation on 6th April 1984.

(2) In these regulations “the principal regulations” means the Social Security (Categorisation of Earners) Regulations (Northern Ireland) 1978(c).

Amendment of paragraph 4 of Schedule 1 to the principal regulations

2. In Schedule 1 to the principal regulations—

(a) paragraph 4(a) in column (A) shall be deleted;

(b) for paragraph 4 in column (B) there shall be substituted the following paragraph—

“4. Any person in employment described in paragraph 4 in column (A) where—

(a) the person employed has agreed, prior to giving the instruction, to give it on not more than three days in three consecutive months; or

(b) the instruction is given as public lectures.”.

Amendment of paragraph 12(b) in column (B) of Schedule 1 to the principal regulations

3. In paragraph 12(b) in column (B) of Schedule 1 to the principal regulations for “pension scheme” there shall be substituted “scheme providing a pension, lump sum, gratuity or like benefit on cessation of the employment which is”.

(a) 1975 c. 15; see definitions of “prescribe” and “regulations” in Schedule 17

(b) 1980 c. 30

(c) S.R. 1978 No. 401; the relevant amending regulations are S.R. 1980 No. 405

Deletion of paragraph 5(a) in column (A) of Schedule 3 to the principal regulations

4. Paragraph 5(a) in column (A) of Schedule 3 to the principal regulations shall be deleted.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 13th March 1984.

(L.S.)

A. N. Burns

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations further amend Schedules 1 and 3 to the Social Security (Categorisation of Earners) Regulations (Northern Ireland) 1978 ("the principal regulations") by alterations to paragraphs 4 and 12 of Schedule 1, and to paragraph 5 of Schedule 3.

Paragraph 4 of Schedule 1 to the principal regulations makes provision for persons employed to give instruction in an educational establishment to be treated as employed earners, if the conditions in paragraph 4 in column (A) of Schedule 1 are satisfied. The amendment contained in regulation 2 of these regulations excepts from such treatment persons who have agreed, prior to giving the instruction, to give it on not more than three days in three consecutive months, or persons giving instruction as public lectures. Regulation 4 of these regulations makes an amendment consequent on the foregoing.

Paragraph 12 of Schedule 1 to the principal regulations disregards for contribution purposes employment as a member of any international headquarters or defence organisation designated under section 1 of the International Headquarters and Defence Organisations Act 1964 (c. 5). The amendment contained in regulation 3 of these regulations provides that in the case of a civilian, such employment is not disregarded where the civilian is not a member of a scheme established by the headquarters or organisation concerned, which provides a pension, lump sum, gratuity or like benefit on cessation of the employment.