



Statutory Document No. 51/04

THE SOCIAL SECURITY ACT 2000

**THE SOCIAL SECURITY LEGISLATION (APPLICATION)
(No. 3) ORDER 2004**

Approved by Tynwald

19th February 2004

Coming into operation in accordance with Article 1

In exercise of the powers conferred on the Department of Health and Social Security by section 1 of the Social Security Act 2000(a), and of all other enabling powers, the following Order is hereby made:-

Citation and commencement

1. (1) This Order may be cited as the Social Security Legislation (Application) (No. 3) Order 2004 and shall, subject to section 1(6) of the Social Security Act 2000, come into force as provided in paragraph (2).

(2) This Article shall be deemed to have come into force on 1st October 2003.

Interpretation

2. (1) In this Order “the applied legislation” means the Social Security (Incapacity) (Miscellaneous Amendments) Regulations 2003(b).

(2) Unless the context otherwise requires -

- (a) any reference in any of the applied legislation to any provision in an instrument of a legislative character which is not itself a provision of any of the applied legislation shall be construed as if the provision so referred to had been in force in the Island from the date on which that instrument of a legislative character had effect in Great Britain;
- (b) reference in any legislation applied by this Order to any provision of any such legislation or of any other legislation applied to the Island by an order under section 1 of the Social Security Act 2000 or section 1 of the Pension Schemes Act 1995 (Acts of Tynwald) shall be construed as a reference to that legislation as it has effect in the Island.

(a) 2000 c.5. (b) S.I. 2003/2262

Price: £0.70 Band: A

Application to the Island of the applied legislation

3. The applied legislation, as modified and shown in the Schedule to this Order, shall apply to the Island as part of the law of the Island.

SCHEDULE

This Schedule sets out the text of regulations 1 and 2 only of the Social Security (Incapacity) (Miscellaneous Amendments) Regulations 2003 (S.I. 2003/2262) with such exceptions, adaptations and modifications made where necessary.

Note: modifications subject to which the legislation is applied to the Island are in *bold italic* type.

STATUTORY INSTRUMENTS

2003 No. 2262

SOCIAL SECURITY

The Social Security (Incapacity) (Miscellaneous Amendments) Regulations 2003

Citation and commencement

1. These Regulations may be cited as the Social Security (Incapacity) (Miscellaneous Amendments) Regulations 2003 and shall *be deemed to have* come into force on 1st October 2003.

Amendment of regulation 16 of the Social Security (General Benefit) Regulations 1982

2. In regulation 16 of the Social Security (General Benefit) Regulations 1982 (earnings level that does not disqualify for unemployability supplement) for the sum of "£3,510" there shall be substituted the sum "**£3785.60**".

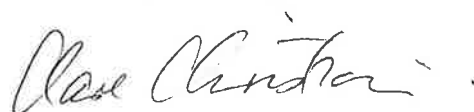
Amendment of regulation 8 of the Social Security (Incapacity Benefit) Regulations 1994

3. *Omitted.*

Amendment of regulation 17 of the Social Security (Incapacity for Work) (General) Regulations) 1995

4. *Omitted.*

Made 19 / 01 / 2004



Minister for Health and Social Security

EXPLANATORY NOTE

(This note is not part of the Order)

1. Section 1 of the Social Security Act 2000 (an Act of Tynwald) enables the Department by Order to apply to the Island, as part of the law of the Island (incorporating such exceptions, adaptations and modifications as are appropriate) any legislation to which the Act applies.
2. *Inter alia*, the Act applies to the Social Security Acts 1975 to 1998, the Jobseekers Act 1995 and the Welfare Reform and Pensions Act 1999 (all Acts of UK Parliament) and any statutory instrument made or having effect as if made under those Acts.
3. This Order applies to the Island the legislation referred to in Article 2(1) of the Order, the provisions of which, as applied, are summarised in the following paragraph.
4. **The Social Security (Incapacity) (Miscellaneous Amendments) Regulations 2003 (S.I. 2003/2262) (regulations 1 and 2 only)**

Regulation 2 amends regulation 16 of the Social Security (General Benefit) Regulations 1982 by increasing from £3510 to £3785.60 the amount which can be earned in a year before a person is disqualified for unemployment supplement.