



Statutory Document No. 72/05

THE SOCIAL SECURITY ACT 2000

**THE SOCIAL SECURITY CONTRIBUTIONS AND BENEFITS ACT 1992
(APPLICATION) (AMENDMENT) ORDER 2005**

Approved by Tynwald 16/03/ 2005

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 (c.5), and of all other enabling powers, the following Order is hereby made:-

Citation and commencement

1. This Order may be cited as the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) Order 2005 and shall, subject to section 2(1) of the Social Security Act 2000, come into force on 1st April 2005.

Amendment of the Social Security Contributions and Benefits Act 1992 (Application) Order 1994 (S.D. 505/94)

2. (1) Amend the Schedule to the Social Security Contributions and Benefits Act 1992 (Application) Order 1994 (which sets out the Social Security Contributions and Benefits Act 1992 (c.4) as it has effect in the Isle of Man ("the Act")) in accordance with the following paragraphs.

(2) In section 35 of the Act (maternity allowance) after subsection (2) insert -

"(2A) Cases may be prescribed in which the first week of the maternity allowance period is to be a prescribed week later than the 11th week before the expected week of confinement, but not later than the week immediately following the week in which she is confined."

(3) In section 126(8)(a) (rate of increase of "the relevant sum" for the purposes of that section (persons involved in a trade dispute and income support)) for "paragraph 2(b) of Schedule 2 to the Income Support (General) (Isle of Man) Regulations 1999" substitute "paragraph 1(c) of Part I of Schedule 2 to the Income Support (General) (Isle of Man) Regulations 2000 (applicable amount for a single claimant aged not less than 16)".



Minister for Health and Social Security

EXPLANATORY NOTE

(This note is not part of the Order)

1. This Order principally amends section 35 of the Social Security Contributions and Benefits Act 1992 (as that Act of the United Kingdom Parliament has effect in the Isle of Man (“the Act”)) with effect from 1st April 2005 so as to extend the circumstances in which a woman’s maternity allowance period may begin later than the 11th week before the week in which her baby is expected to be born. It also makes a minor amendment to section 126 of the Act.
- 2.1 Article 2(2) inserts new subsection (2A) into section 35 of the Act.
- 2.2 New subsection (2A) provides that regulations may specify cases in which a woman’s maternity allowance period may begin between the 11th week before the week in which her child is expected to be born and the week after the one in which the child is born.
3. Article 2(3) updates a reference to other legislation appearing in section 126(8)(a) of the Act. That section specifies how the “relevant sum” (which is used in calculating the income support entitlement of a person involved in a trade dispute) is to be updated.
4. These provisions have been applied in the Isle of Man administratively pending their application by order.