



Statutory Document No. 19/06

THE SOCIAL SECURITY ACT 2000
THE SOCIAL SECURITY LEGISLATION (APPLICATION)
ORDER 2006

Approved by Tynwald

22nd February 2006

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) Order 2006 and shall come into force as provided in paragraph (2).

(2) This Article and Articles 2 and 3 shall come into force forthwith and each provision of the applied legislation, as modified, shall come into force or be deemed to have come into force, as the case may be, on the same day as that provision came into force in Great Britain.

Interpretation

2. (1) In this Order "the applied legislation" means the Social Security (Reciprocal Agreements) Order 2005(b).

(2) Unless the context otherwise requires -

- (a) any reference in any of the applied legislation to any provision in any 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;

(a) 2000 c. 5; (b) S.I. 2005/2765.

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- (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(a) shall be construed as a reference to that legislation as it has effect in the Island.

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.

(a) 1995 c.11.

SCHEDULE

This schedule sets out the text of the Social Security (Reciprocal Agreements) Order 2005 (S.I. 2005/2765) with such exceptions, adaptations and modifications where necessary.

STATUTORY INSTRUMENTS

2005 No. 2765

SOCIAL SECURITY

The Social Security (Reciprocal Agreements) Order 2005

Citation and commencement

1. This Order may be cited as the Social Security (Reciprocal Agreements) Order 2005 and shall *be deemed to have* come into force on 5th December 2005.

Modification of Acts

2. The Social Security Administration Act 1992 and the Social Security Contributions and Benefits Act 1992 shall be modified to such extent as may be required to give effect to the alterations set out in Schedule 1 which are proposed to the agreements set out in the Orders in Council specified in Schedule 2.

SCHEDULE 1

Article 2

PROPOSED ALTERATIONS TO EXISTING AGREEMENTS

Where in the agreements set out in the Schedule to an Order in Council specified in Schedule 2 there are references to the terms set out in column 1, such references shall for the purposes of applying the relevant legislation of the United Kingdom be altered to be replaced by the corresponding terms set out in column 2, and pronouns used in such agreements in relation to those terms shall be altered as necessary to include both the masculine and feminine gender.

<i>Column 1</i>	<i>Column 2</i>
Woman (other than in the expression "married woman")	Person
Man	Person
Husband (other than in the expression "wife or husband")	Spouse or civil partner
Wife (other than in the expression "wife or husband")	Spouse or civil partner
Spouse	Spouse or civil partner
Married woman	Married person or civil partner
Wife or husband	Spouse or civil partner
Marriage	Marriage or civil partnership
Widow (other than in the expression "widow or widower", "widow's benefit", "widow's payment", "widow's pension" or "widowed mother's allowance")	Widow, widower or surviving civil partner
Widow or widower	Widow, widower or surviving civil partner
Divorce	Divorce or dissolution of civil partnership
Widowhood	Death of a spouse or civil partner

SCHEDULE 2

Article 2

ORDERS IN COUNCIL MODIFIED BY THIS ORDER

<i>Title of Order in Council</i>	<i>Reference</i>	<i>Previously modified by</i>
The National Insurance and Industrial Injuries (Reciprocal Agreement with Italy) Order 1953	S.I. 1953/884	The Social Security (Reciprocal Agreements) Order 1976(a), the Social Security (Reciprocal Agreements) Order 1979(b), the Social Security (Reciprocal Agreements) Order 1988(c), the Social Security (Reciprocal Agreements) Order 1995(d), the Social Security (Reciprocal Agreements) Order 1996(e) and the Social Security (Reciprocal Agreements) Order 2001(f)
The National Insurance and Industrial Injuries (Luxembourg) Order 1955	S.I. 1955/420	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995 and the Social Security (Reciprocal Agreements) Order 2001.
The National Insurance and Industrial Injuries (Netherlands) Order 1955	S.I. 1955/874	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The National Insurance and Industrial Injuries (Israel) Order 1957	S.I. 1957/1879	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Israel) Order 1984, the Social Security (Reciprocal Agreements) Order 1988 and the Social Security (Reciprocal Agreements) Order 1995 and the Social Security (Reciprocal Agreements) Order 2001.
The National Insurance and Industrial Injuries (France) Order 1958	S.I. 1958/597	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Family Allowances, National Insurance and Industrial Injuries (Belgium) Order 1958	S.I. 1958/771	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.

(a) S.I. 1976/225; (b) S.I. 1979/290; (c) S.I. 1988/591; (d) S.I. 1995/767; (e) S.I. 1996/1928; (f) S.I. 2001/407

<i>Title of Order in Council</i>	<i>Reference</i>	<i>Previously modified by</i>
The Family Allowances, National Insurance and Industrial Injuries (Yugoslavia) Order 1958	S.I. 1958/1263	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Family Allowances, National Insurance and Industrial Injuries (Denmark) Order 1960	S.I. 1960/211	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The National Insurance and Industrial Injuries (Republic of Ireland) Order 1960	S.I. 1960/707	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The National Insurance and Industrial Injuries (Turkey) Order 1961	S.I. 1961/584	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995 and the Social Security (Reciprocal Agreements) Order 2001.
The Family Allowances, National Insurance and Industrial Injuries (Germany) Order 1961	S.I. 1961/1202	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The National Insurance (Republic of Ireland) Order 1966	S.I. 1966/270	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995 and the Social Security (Reciprocal Agreements) Order 2001.
The Family Allowances, National Insurance and Industrial Injuries (Switzerland) Order 1969	S.I. 1969/384	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995 and the Social Security (Reciprocal Agreements) Order 2001.
The National Insurance and Industrial Injuries (Bermuda) Order 1969	S.I. 1969/1686	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988 and the Social Security (Reciprocal Agreements) Order 2001.

<i>Title of Order in Council</i>	<i>Reference</i>	<i>Previously modified by</i>
The National Insurance (Republic of Ireland) Order 1971	S.I. 1971/1742	The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Family Allowances, National Insurance and Industrial Injuries (Spain) Order 1975	S.I. 1975/415	The Social Security (Spain) Order 1976(a) The Social Security (Reciprocal Agreements) Order 1976, the Social Security (Reciprocal Agreements) Order 1979, the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Portugal) Order 1979	S.I. 1979/921	The Social Security (Reciprocal Agreements) Order 1982(b), the Social Security (Portugal) Order 1987(c), the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Austria) Order 1981	S.I. 1981/605	The Social Security (Austria) Order 1987(d), the Social Security (Reciprocal Agreements) Order 1988, the Social Security (Austria) Order 1992(e), the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Mauritius) Order 1981	S.I. 1981/1542	The Social Security (Reciprocal Agreements) Order 1988 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Cyprus) Order 1983	S.I. 1983/1698	The Social Security (Reciprocal Agreements) Order 1988, the Social Security (Cyprus) Order 1994(f), the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (New Zealand) Order 1983	S.I. 1983/1894	The Social Security (Reciprocal Agreements) Order 1988, the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Finland) Order 1984	S.I. 1984/125	The Social Security (Reciprocal Agreements) Order 1988, the Social Security (Finland) Order 1992(g), the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.

(a) S.I. 1976/1916; (b) S.I. 1982/1528; (c) S.I. 1987/1831; (d) S.I. 1987/1830; (e) S.I. 1992/3209; (f) S.I. 1994/1646; (g) S.I. 1992/3210.

<i>Title of Order in Council</i>	<i>Reference</i>	<i>Previously modified by</i>
The Social Security (United States of America) Order 1984	S.I. 1984/1817	The Social Security (United States of America) Order 1997(a) and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Iceland) Order 1985	S.I. 1985/1202	The Social Security (Reciprocal Agreements) Order 1988, the Social Security (Iceland) Order 1992(b), the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Sweden) Order 1988	S.I. 1988/590	The Social Security (Reciprocal Agreements) Order 1988, the Social Security (Sweden) Order 1992(c), the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Philippines) Order 1989	S.I. 1989/2002	The Social Security (Reciprocal Agreements) Order 1995 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Norway) Order 1991	S.I. 1991/767	The Social Security (Norway) Order 1992(d), the Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Barbados) Order 1992	S.I. 1992/812	The Social Security (Reciprocal Agreements) Order 1995 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Jersey and Guernsey) Order 1994	S.I. 1994/2802	The Social Security (Reciprocal Agreements) Order 1995, the Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Canada) Order 1995	S.I. 1995/2699	The Social Security (Reciprocal Agreements) Order 1996 and the Social Security (Reciprocal Agreements) Order 2001.
The Social Security (Malta) Order 1996	S.I. 1996/1927	The Social Security (Reciprocal Agreements) Order 2001
The Social Security (Jamaica) Order 1997	S.I. 1997/871	The Social Security (Reciprocal Agreements) Order 2001

(a) S.I. 1997/1778; (b) S.I. 1992/3211; (c) S.I. 1992/3213; (d) S.I. 1992/3212.

Made

29th December 2005



Minister for Health and Social Security

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for social security legislation to be modified, to reflect changes made to the benefit entitlement of spouses and civil partners by the Welfare Reform and Pensions Act 1999 and the Civil Partnership Act 2004, in relation to the Orders in Council listed in Schedule 2 (which give effect to agreements made between the Governments of the United Kingdom and other countries providing for reciprocity in certain social security matters). The Isle of Man is party to those agreements, as it is included within the definition of the territory of the United Kingdom within each of them.

