



Statutory Document No. 27/07

THE SOCIAL SECURITY ACT 2000
THE SOCIAL SECURITY ACT 1998 (APPLICATION)
(AMENDMENT) ORDER 2007

Approved by Tynwald

20th February 2007

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. This Order may be cited as the Social Security Act 1998 (Application) (Amendment) Order 2007 and shall, subject to section 2(1) of the Social Security Act 2000, come into force on 1st March 2007.

Amendment of the principal Order

2. (1) Amend the Social Security Act 1998 (Application) Order 2000(b) (which sets out in its Schedule the Social Security Act 1998(c) as it has effect in the Isle of Man) in accordance with the following paragraph.

(2) For section 33A (winter bonus) substitute –

“Winter bonus

33A. (1) A decision by an adjudication officer that –

- (a) a person is entitled or is not entitled to income support or an income-based jobseeker’s allowance,
- (b) a person’s applicable amount includes an allowance in respect of a child under either of the provisions mentioned in condition A or condition B in section 150B(3) of the Contributions and Benefits Act, or
- (c) any of the premiums mentioned in condition C or D in that section is applicable to a person,

(a) 2000 c.5; (b) 1998 c.14; (c) S.D. 92/00.

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in respect of a period which includes a day in the relevant week shall be conclusive for the purposes of section 150B of that Act.

(2) A decision by an adjudication officer that –

- (a) a joint-claim couple is entitled or is not entitled to a joint-claim couple jobseeker's allowance, or
- (b) any of the premiums mentioned in condition E in section 150B(3) of the Contributions and Benefits Act is applicable to a person,

in respect of a period which includes a day in the relevant week shall be conclusive for the purposes of section 150B of that Act.

(3) In this section, expressions to which a meaning is assigned by section 150B(11) or 150D of that Act have that meaning.

Additional winter bonus

33B. (1) A decision by an adjudication officer that –

- (a) a person is entitled or not entitled to income support or an income-based jobseeker's allowance,
- (b) a person's applicable amount includes any of the allowances in respect of a child mentioned in condition A or condition B in section 150C(3) of the Contributions and Benefits Act, or
- (c) any of the premiums mentioned in condition C or D in that subsection is applicable to a person,

in respect of a period which includes a day in the relevant week shall be conclusive for the purposes of section 150C of that Act.

(2) A decision by an adjudication officer that –

- (a) a joint-claim couple is entitled or is not entitled to a joint-claim couple jobseeker's allowance; or
- (b) any of the premiums mentioned in condition E in section 150C(3) of the Contributions and Benefits Act is applicable to a person,

in respect of a period which includes a day in the relevant week shall be conclusive for the purposes of section 150C of that Act.

(3) In this section, expressions to which a meaning is assigned by section 150C(11) or 150D of that Act have that meaning.”.



Minister for Health and Social Security

EXPLANATORY NOTE

(This note is not part of the Order)

1. This Order, which comes into force on 1st March 2007, amends the Social Security Act 1998 (as that Act of the United Kingdom Parliament has effect in the Isle of Man (“the 1998 Act”)) consequent to the introduction of the additional winter bonus in March 2007.
2. *The additional winter bonus*
 - 2.1 The purpose of the additional winter bonus is to provide further help to people on the lowest incomes with the cost of domestic fuels. The amount of the bonus to be paid in March 2007 will be £100.
3. *Section 33 of the 1998 Act*
 - 3.1 Section 33 of the 1998 Act provides that where an adjudication officer has determined that a person satisfies certain conditions for the purposes of income support or jobseeker’s allowance, then that determination shall be conclusive for the purposes of determining whether or not they qualify for a winter bonus.
 - 3.2 This Order redraws section 33 to include provision covering both the winter bonus and the additional winter bonus.

