

Changes to legislation: There are currently no known outstanding effects for the Social Security (Recovery of Benefits) Act 1997, Paragraph 5. (See end of Document for details)

SCHEDULES

SCHEDULE 1 **E+W+S**

COMPENSATION PAYMENTS

Modifications etc. (not altering text)

- C1** Sch. 1 applied (with modifications) (1.10.2008) by [Social Security \(Recovery of Benefits\) \(Lump Sum Payments\) Regulations 2008 \(S.I. 2008/1596\)](#), regs. 1(1), 2, **Sch. 1** (with reg. 6)

^{F1}PART I **E+W+S**

EXEMPTED PAYMENTS

Textual Amendments

- F1** Words in Sch. 1 Pt. I inserted (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), **Sch. 16 para. 140**; [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), art. 4

- 5 ^{F1}(1) Any payment made to the injured person by an ^{F2}insurer under the terms of any contract of insurance entered into between the injured person and ^{F3}the insurer before—
- (a) the date on which the injured person first claims a listed benefit in consequence of the disease in question, or
 - (b) the occurrence of the accident or injury in question.
- ^{F4}(2) “Insurer” means—
- (a) a person who has permission under ^{F5}Part 4A of the Financial Services and Markets Act 2000 to effect or carry out contracts of insurance; or
 - ^{F6}(b)
- (3) Sub-paragraph (2) must be read with—
- (a) section 22 of the Financial Services and Markets Act 2000;
 - (b) any relevant order under that section; and
 - (c) Schedule 2 to that Act.]

Textual Amendments

- F1** Sch. 1 para. 5 re-numbered as Sch. 1 para. 5(1) (1.12.2001) by [S.I. 2001/3649](#), arts. 1, **358(2)**
- F2** Word in Sch. 1 para. 5(1) substituted (1.12.2001) by [S.I. 2001/3649](#), **arts. 1, 358(3)(a)**
- F3** Word in Sch. 1 para. 5(1) substituted (1.12.2001) by [S.I. 2001/3649](#), **arts. 1, 358(3)(b)**
- F4** Sch. 1 para. 5(2)(3) inserted (1.12.2001) by [S.I. 2001/3649](#), **arts. 1, 358(4)**

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- F5** Words in Sch. 1 para. 5(2)(a) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\), s. 122\(3\), Sch. 18 para. 84](#) (with [Sch. 20](#)); [S.I. 2013/423](#), art. 3, Sch.
- F6** Sch. 1 para. 5(2)(b) omitted (31.12.2020) by virtue of [The EEA Passport Rights \(Amendment, etc., and Transitional Provisions\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1149\)](#), reg. 1(3), [Sch. para. 34](#) (with reg. 4); 2020 c. 1, Sch. 5 para. 1(1)

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