
Changes to legislation: Pensions Act (Northern Ireland) 2015, Cross Heading: Introduction is up to date with all changes known to be in force on or before 17 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 9 N.I.

PENSION SHARING: UP-RATING STATE PENSION UNDER SECTION 13

Introduction

1 This Schedule sets out how to up-rate the rate of a person's state pension under section 13.

Commencement Information

I1 [Sch. 9 para. 1](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

- 2** In this Schedule a reference to the rate of a person's state pension is to the rate—
- (a) ignoring any reduction under section 7(4) (in the case of a state pension under section 7),
 - (b) taking into account any reduction under section 14 (in the case of a state pension under section 4), and
 - (c) ignoring any increase under section 17.

Commencement Information

I2 [Sch. 9 para. 2](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

- 3.—(1)** In this Schedule “the total amount of any state pension that has priority”, in relation to a person's state pension under section 13, means the sum of—
- (a) the rate of any state pension to which the person is entitled under section 2, 4 or 12,
 - (b) the rate of any state pension to which the person is entitled under section 7,
^{F1} . . .
 - ^{F2}(ba) the rate of any state pension to which the person is entitled under regulations made under section 10 which make provision corresponding or similar to section 7 and Schedules 3 and 4, and]
 - (c) the rate of any earlier state pension to which the person is entitled under section 13 (see sub-paragraph (2)).

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(2) Where a person is entitled to two or more state pensions under section 13 because he or she has become entitled to two or more state scheme pension credits, a pension arising because of an earlier credit is an “earlier” state pension for the purposes of sub-paragraph (1)(c).

Textual Amendments

- F1** Word in Sch. 9 para. 3(1)(b) omitted (6.4.2016) by virtue of [The State Pension \(Amendment\) Regulations \(Northern Ireland\) 2016 \(S.R. 2016/80\)](#), **regs. 1, 3(3)(a)**
- F2** Sch. 9 para. 3(1)(ba) inserted (6.4.2016) by [The State Pension \(Amendment\) Regulations \(Northern Ireland\) 2016 \(S.R. 2016/80\)](#), **regs. 1, 3(3)(b)**
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Commencement Information

- I3** Sch. 9 para. 3 in operation at 6.4.2016, see s. 53(1)(3)

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Changes and effects yet to be applied to :

- specified provision(s) transitional provisions for effects of commencing S.I. 2017/297, art. 2 by [S.R. 2017/58](#) Order