

Status: Point in time view as at 06/04/2014.

Changes to legislation: Social Security Contributions and Benefits Act 1992, Part 2 is up to date with all changes known to be in force on or before 01 July 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)

SCHEDULES

[^{F1}SCHEDULE 4B

ADDITIONAL PENSION: ACCRUAL RATES FOR PURPOSES OF SECTION 45(2)(D)

Textual Amendments

- F1** Sch. 4B inserted (26.9.2007) by [Pensions Act 2007 \(c. 22\)](#), s. 30(3), [Sch. 2 para. 1](#)

PART 2

NORMAL RULES: EMPLOYMENT NOT CONTRACTED-OUT

Application

- 2 This Part applies to a relevant year if [^{F2}—
- (a)] the contracted-out condition is not satisfied in respect of any tax week in the year;
[^{F3}and
- (b) there is a surplus in the pensioner's earnings factor for the year.]

Textual Amendments

- F2** Words in Sch. 4B para. 2 inserted (3.1.2012) by [Pensions Act 2008 \(c. 30\)](#), s. 149(1), [Sch. 4 para. 12\(2\)\(a\)](#); S.I. 2011/3033, art. 2(c)(xii)
- F3** Sch. 4B para. 2(b) and preceding word inserted (3.1.2012) by [Pensions Act 2008 \(c. 30\)](#), s. 149(1), [Sch. 4 para. 12\(2\)\(b\)](#); S.I. 2011/3033, art. 2(c)(xii)

Appropriate amount for year

- 3 The appropriate amount for the year for the purposes of paragraph 1 is either—
- (a) the flat rate amount for the year (if [^{F4}the pensioner's earnings factor for the year] does not exceed the LET), or
- (b) the sum of the flat rate amount and the earnings-related amount for the year (if [^{F5}that earnings factor] exceeds the LET).

Textual Amendments

- F4** Words in Sch. 4B para. 3(a) substituted (3.1.2012) by [Pensions Act 2008 \(c. 30\)](#), s. 149(1), [Sch. 4 para. 12\(3\)\(a\)](#); S.I. 2011/3033, art. 2(c)(xii)
- F5** Words in Sch. 4B para. 3(b) substituted (3.1.2012) by [Pensions Act 2008 \(c. 30\)](#), s. 149(1), [Sch. 4 para. 12\(3\)\(b\)](#); S.I. 2011/3033, art. 2(c)(xii)

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- 4 The flat rate amount for the year is calculated by multiplying the FRAA in accordance with the last order under section 148AA of the Administration Act to come into force before the end of the final relevant year.
- 5 The earnings-related amount for the year is calculated as follows—
- (a) take the part of the [^{F6}earnings factor] for the year which exceeds the LET^{F7} ...;
 - (b) multiply that amount in accordance with the last order under section 148 of the Administration Act to come into force before the end of the final relevant year;
 - (c) multiply the amount found under paragraph (b) by 10%;
 - (d) divide the amount found under paragraph (c) by 44.]

Textual Amendments

- F6** Words in Sch. 4B para. 5(a) substituted (3.1.2012) by [Pensions Act 2008 \(c. 30\)](#), s. 149(1), [Sch. 4 para. 12\(4\)](#); [S.I. 2011/3033](#), art. 2(c)(xii)
- F7** Words in Sch. 4B para. 5(a) repealed (21.9.2008) by [National Insurance Contributions Act 2008 \(c. 16\)](#), s. 6(1), [Sch. 2](#)

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