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# Child Support, Pensions and Social Security Act (Northern Ireland) 2000

## CHAPTER 4

### CHILD SUPPORT, PENSIONS AND SOCIAL SECURITY ACT (NORTHERN IRELAND) 2000

#### PART I

#### CHILD SUPPORT

##### *Maintenance calculations and default and interim maintenance decisions*

1. Maintenance calculations and terminology
2. Applications under Article 7 of the Child Support Order
3. Applications by persons claiming or receiving benefit
4. Default and interim maintenance decisions

##### *Applications for a variation*

5. Departure from usual rules for calculating maintenance  
Section 6—Amendments
7. Variations: revision and supersession

##### *Revision and supersession of decisions*

8. Revision of decisions
9. Decisions superseding earlier decisions

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### *Appeals*

10. Appeals to appeal tribunals
11. Redetermination of appeals

### *Information*

12. Information required by the Department
13. Information - offences
14. Inspectors

### *Parentage*

15. Presumption of parentage in child support cases

### *Disqualification from driving*

16. Disqualification from driving

### *Financial penalties*

17. Financial penalties
18. Reduced benefit decisions

### *Miscellaneous*

19. Voluntary payments
20. Recovery of child support maintenance by deduction from benefit
21. Jurisdiction
22. Abolition of the child maintenance bonus
23. Periodical reviews
24. Regulations  
Section 25—Amendments
26. Temporary compensation payment scheme
27. Pilot schemes
28. Transitional provisions, savings, etc.

## PART II

## PENSIONS

### CHAPTER I

### STATE PENSIONS

#### *State second pension*

29. Earnings from which pension derived
30. Calculation

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31. Calculation of Category B retirement pension
32. Revaluation
33. Supplementary

*Earnings factors*

34. Modification of earnings factors

*Preservation of rights in respect of additional pensions*

35. Preservation of rights in respect of additional pensions

*Other provisions*

36. Home responsibilities protection
37. Sharing of state scheme rights
38. Disclosure of state pension information

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OCCUPATIONAL AND PERSONAL PENSION SCHEMES

*Selection of trustees and of directors of corporate trustees*

39. Member-nominated trustees
40. Corporate trustees
41. Employer's proposals for selection of trustees or directors
42. Non-compliance in relation to arrangements or proposals

*Winding-up of schemes*

43. Information to be given to the Authority
44. Modification of scheme to secure winding-up
45. Reports about winding-up
46. Directions for facilitating winding-up

*Other provisions*

47. Restriction on index-linking where annuity tied to investments
48. Information for members of schemes, etc.
49. Jurisdiction of the Pensions Ombudsman  
S. 50 rep. by 2005 NI 1
51. Prohibition on different rules for overseas residents, etc.
52. Miscellaneous amendments and alternative to anti-franking rules

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PART III  
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*Loss of benefit*

- 53. Loss of benefit for breach of community order
- 54. Loss of joint-claim jobseeker's allowance
- 55. Information provision
- 56. Loss of benefit regulations
- 57. Appeals relating to loss of benefit  
Investigation powers

*Housing benefit*

- 59. Housing benefit: revisions and appeals
- 60. Discretionary financial assistance with housing
- 61. Grants towards cost of discretionary housing payments
- 62. Recovery of housing benefit

*Child benefit*

- 63. Child benefit disregards

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- 64. Social Security Advisory Committee

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*Miscellaneous*

- 65. Tests for determining paternity
- 66. Declarations of status

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- Section 67—Repeals
- 68. Commencement and transitional provisions
- 69. Short title and interpretation

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SCHEDULES

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SCHEDULE 5 — PENSIONS: MISCELLANEOUS AMENDMENTS  
AND ALTERNATIVE TO ANTI-FRANKING RULES  
PART I — MISCELLANEOUS AMENDMENTS

*Guaranteed minimum for widows and widowers*

1. (1) In section 13 of the Pension Schemes Act (minimum...

*Transfer of rights to overseas personal pension schemes*

2. (1) In section 16(1) of the Pension Schemes Act (transfer...

*Protected rights*

3. (1) Section 24 of the Pension Schemes Act shall be...

*Use of cash equivalent for annuity*

4. In section 91 of the Pension Schemes Act (ways of...

*Transfer values where pension in payment*

5. (1) In section 93(2) of the Pension Schemes Act (calculation...

*Information about contracting-out*

6. For section 152 of the Pension Schemes Act (information as...

*Trustees of schemes*

7. In section 173 of the Pension Schemes Act (managers of...  
Para. 8 rep. by 2005 NI 1

*Conditions of payment of surplus to employer*

9. (1) Article 37 of the Pensions Order (payment of surplus...

*Duties relating to statements of contributions*

10. (1) In Article 41 of the Pensions Order (provision of...

*Orders and regulations*

11. In Article 167(3) of the Pensions Order (Assembly,  
etc. control...

PART II — ALTERNATIVE TO ANTI-FRANKING RULES

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*Cases in which alternative applies*

12. (1) Subject to the following provisions of this paragraph, this...

*Alternative rules*

13. (1) Where this Part applies in the pensioner's case, the...

*Relationship between alternative rules and other rules*

14. (1) Paragraph 13 shall not apply to benefits consisting in...

*Supplemental*

15. (1) In this Part references to rights accruing to a...

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SCHEDULE 7 — HOUSING BENEFIT: REVISIONS AND APPEALS

*Introductory*

1. (1) In this Schedule relevant authority means the Housing Executive...

*Decisions on claims for benefit*

2. Where at any time a claim for housing benefit is...

*Revision of decisions*

3. (1) Any relevant decision may be revised or further revised...

*Decisions superseding earlier decisions*

4. (1) Subject to sub-paragraphs (3) and (3A), the following, namely—...

*Use of experts by relevant authorities*

5. Where it appears to a relevant authority that a matter...

*Appeal to appeal tribunal*

6. (1) Subject to sub-paragraph (2), this paragraph applies to any...

*Redetermination, etc. of appeals by tribunal*

7. (1) This paragraph applies where an application is made to...

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*Appeal from tribunal to Commissioner*

8. (1) Subject to the provisions of this paragraph, an appeal...

*Appeal from Commissioner on point of law*

9. (1) Subject to sub-paragraphs (2) and (3), an appeal on...

*Procedure*

10. (1) Regulations may make for the purposes of this Schedule...

*Finality of decisions*

11. Subject to the provisions of this Schedule, any decision made...

*Matters arising as respects decisions*

12. Regulations may make provision as respects matters arising—

*Suspension in prescribed circumstances*

13. (1) Regulations may provide for— (a) suspending, in whole or...

*Suspension for failure to furnish information, etc.*

14. (1) The powers conferred by this paragraph are exercisable in...

*Termination in cases of a failure to furnish information, etc.*

15. Regulations may provide that, except in prescribed cases or circumstances,...

*Decisions involving issues that arise on appeal in other cases*

16. (1) This paragraph applies where— (a) a relevant decision, or...

*Appeals involving issues that arise on appeal in other cases*

17. (1) This paragraph applies where— (a) an appeal ( appeal...

*Restrictions on entitlement to benefit in certain cases of error*

18. (1) Subject to sub-paragraph (2), this paragraph applies where —

*Correction of errors and setting aside of decisions*

19. (1) Regulations may make provision with respect to—

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### *Regulations*

20. (1) The power to make regulations under this Schedule shall...

#### *Consequential amendment of the Administration Act*

21. In section 5(1)(hh) of the Administration Act (regulations about claims...

#### *Consequential amendments of the 1998 Order*

22. (1) In Article 15(12) of the 1998 Order (appeal from...

### *Interpretation*

23. (1) In this Schedule— affected shall be construed subject to...

—

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