

Status: Point in time view as at 29/09/2018.

Changes to legislation: Pensions Act (Northern Ireland) 2015, Cross Heading: The Social Security Administration (Northern Ireland) Act 1992 (c. 8) is up to date with all changes known to be in force on or before 14 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)

SCHEDULES

SCHEDULE 12

STATE PENSION: AMENDMENTS

PART 1

AMENDMENTS TO DO WITH NEW STATE PENSION SYSTEM

The Social Security Administration (Northern Ireland) Act 1992 (c. 8)

8 The Administration Act is amended as follows.

Commencement Information

- I1** Sch. 12 para. 8 in operation at 14.9.2015 for specified purposes by S.R. 2015/329, art. 2(2)(a)
- I2** Sch. 12 para. 8 in operation at 6.4.2016 so far as not brought into operation earlier by an order, see s. 53(1)(3)

9 In section 1 (entitlement to benefit dependent on claim), in subsection (4), before paragraph (a) insert—

“(zb) state pension or a lump sum under Part 1 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

- I3** Sch. 12 para. 9 in operation at 6.4.2016, see s. 53(1)(3)

10 In section 5 (regulations about claims for and payments of benefits), in subsection (2), before paragraph (a) insert—

“(zb) state pension or a lump sum under Part 1 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

- I4** Sch. 12 para. 10 in operation at 6.4.2016, see s. 53(1)(3)

11 In section 69 (overpayments - general), in subsection (11), before paragraph (a) insert—

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“(za) state pension or a lump sum under Part 1 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

I5 [Sch. 12 para. 11](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

12 In section 71 (overlapping benefits - general)—

- (a) in subsection (1), after “adjusting” insert “ state pension under Part 1 of the Pensions Act (Northern Ireland) 2015 or ”;
- (b) in subsection (4), before paragraph (a) insert—

“(za) state pension under Part 1 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

I6 [Sch. 12 para. 12](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

13 In section 115CA (interpretation of Part 6), in subsection (1), before paragraph (i) insert—

“(hl) Part 1 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

I7 [Sch. 12 para. 13](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

14 In section 116B (supply of other government information for fraud prevention and verification), in subsection (3)(b), before “or this Act” insert “ , Part 1 of the Pensions Act (Northern Ireland) 2015 ”.

Commencement Information

I8 [Sch. 12 para. 14](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

15 In section 118 (regulations as to notification of deaths), in subsection (1), before “and this Act” insert “ , Part 1 of the Pensions Act (Northern Ireland) 2015 ”.

Commencement Information

I9 [Sch. 12 para. 15](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

16 After section 130AB insert—

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“130AC Revaluation for transitional pensions under Pensions Act (Northern Ireland) 2015

(1) Whenever the Secretary of State makes an order under section 148AC of the Great Britain Administration Act (revaluation for transitional pensions under Pensions Act 2014), the Department may make a corresponding order for Northern Ireland.

(2) The percentage specified in an order under subsection (1) is the “revaluing percentage” for the purposes of paragraph 6(5) of Schedule 1 to the Pensions Act (Northern Ireland) 2015.”

Commencement Information

I10 Sch. 12 para. 16 in operation at 6.4.2016, see s. 53(1)(3)

17 After section 132A insert—

“132B Up-rating of transitional state pensions under Pensions Act (Northern Ireland) 2015

132B Whenever the Secretary of State makes an order under section 151A of the Great Britain Administration Act (up-rating of transitional state pensions under Pensions Act 2014), the Department may make a corresponding order for Northern Ireland.”

Commencement Information

I11 Sch. 12 para. 17 in operation at 6.4.2016, see s. 53(1)(3)

18.—(1) Section 135A (power to anticipate pensions up-rating order) is amended as follows.

(2) In subsection (1)(a)—

(a) for “150 or 150A” substitute “ 150, 150A or 151A ”;

(b) in sub-paragraph (i), after “by way of” insert “ state pension under the Pensions Act (Northern Ireland) 2015, ”.

(3) In subsection (2), after “an award is made of” insert “ a state pension, ”.

Commencement Information

I12 Sch. 12 para. 18 in operation at 6.4.2016, see s. 53(1)(3)

19.—(1) Section 143 (general financial arrangements) is amended as follows.

(2) In subsection (1), before paragraph (a) insert—

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“(za) state pension and lump sums under Part 1 of the Pensions Act (Northern Ireland) 2015;”.

(3) In subsection (2)(a), after “Contributions and Benefits Act” insert “, Part 1 of the Pensions Act (Northern Ireland) 2015 ”.

(4) In subsection (3)(b), after “that Act” insert “ or Part 1 of the Pensions Act (Northern Ireland) 2015 ”.

Commencement Information

I13 [Sch. 12 para. 19](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

20 In section 149 (Social Security Advisory Committee), in subsection (5) in the definition of “the relevant enactments”, before paragraph (b) insert—

“(am) the provisions of Part 1 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

I14 [Sch. 12 para. 20](#) in operation at 6.4.2016, see [s. 53\(1\)\(3\)](#)

21.—(1) Section 155 (reciprocal agreements) is amended as follows.

(2) In subsection (3)(a), before “and the Contributions and Benefits Act” insert “, Part 1 of the Pensions Act (Northern Ireland) 2015 ”.

(3) In subsection (4), before paragraph (b) insert—

“(ag) to Part 1 of the Pensions Act (Northern Ireland) 2015;”.

(4) In subsection (5)—

(a) after “Act 2007” insert “ or Part 1 of the Pensions Act (Northern Ireland) 2015 ”;

(b) after paragraph (ac) insert—

“(ad) state pension under Part 1 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

I15 [Sch. 12 para. 21](#) in operation at 14.9.2015 by [S.R. 2015/329](#), [art. 2\(2\)\(c\)](#)

22 In section 163 (inalienability), in subsection (1), before paragraph (a) insert—

“(zb) state pension under Part 1 of the Pensions Act (Northern Ireland) 2015;”.

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Commencement Information

I16 Sch. 12 para. 22 in operation at 6.4.2016, see s. 53(1)(3)

23 In section 166 (Assembly control of orders and regulations), in subsection (2) (b) after “132A,” insert “ 132B, ”.

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Commencement Information

I17 Sch. 12 para. 23 in operation at 6.4.2016, see s. 53(1)(3)

24 In section 167(1) (interpretation), in the definition of “benefit”, before “a jobseeker's allowance” insert “ state pension under Part 1 of the Pensions Act (Northern Ireland) 2015, ”.

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Commencement Information

I18 Sch. 12 para. 24 in operation at 6.4.2016, see s. 53(1)(3)

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