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STATUTORY INSTRUMENTS

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**2005 No. 255**

**The Pensions (Northern Ireland) Order 2005**

**PART I**

**INTRODUCTORY**

**Title and commencement**

1.—(1) This Order may be cited as the Pensions (Northern Ireland) Order 2005.

(2) Subject to paragraphs (3) to (5), the provisions of this Order shall come into operation on such day or days as the Department may by order appoint.

(3) The following provisions shall come into operation on the expiration of seven days from the day on which this Order is made—

- (a) this Article and Article 2 (other than paragraphs (5) and (6));
- (b) in Part V, Article 213 (supply of housing benefit information);
- (c) in Part VI, Article 258 (exemption from statutory revaluation requirement);
- (d) in Part VIII—
  - (i) Article 272 (persons entitled to more than one Category B retirement pension),
  - (ii) Article 273(3) (commencement of amendments of state pension deferment provisions made by the 1995 Order), and
  - (iii) Article 274 (disclosure of state pension information), except paragraphs (4) and (5) (b);
- (e) in Part IX (miscellaneous and supplementary)—
  - (i) Articles 277 and 278 (electronic working), and
  - (ii) Articles 285, 287 (other than paragraph (4)), 288 and 289;
- (f) the repeal by this Order of Article 47(2) of the 1999 Order.

(4) Article 273 (and Schedule 9 (deferral of retirement pensions and shared additional pensions), other than the provisions coming into operation in accordance with paragraph (3)—

- (a) shall come into operation on the expiration of seven days from the day on which this Order is made so far as is necessary for enabling the making of any regulations for which they provide, and
- (b) otherwise, shall come into operation on 6th April 2005.

(5) The repeals by this Order of Article 131(3) of, and paragraph 18(13) and (14) of Schedule 2 to, the 1995 Order shall come into operation on 6th April 2005.

(6) Without prejudice to Article 287(3), the power to make an order under this Article includes power—

- (a) to make transitional adaptations or modifications—

**Changes to legislation:** *The Pensions (Northern Ireland) Order 2005, Cross Heading: 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) View outstanding changes*

- (i) of the provisions brought into operation by the order, or
  - (ii) in connection with those provisions, of any provisions of Parts II to VII of this Order, the Pension Schemes Act, the 1995 Order, Parts II, III or V of the 1999 Order or Chapter 2 of Part II of the 2000 Act, or
- (b) to save the effect of any of the repealed provisions of any of those statutory provisions, or those provisions as adapted or modified by the order,
- as it appears to the Department expedient, including different adaptations or modifications for different periods.

#### **Subordinate Legislation Made**

- P1** Art. 1(2) power partly exercised: different dates appointed for specified provisions by S.R. 2005/48, art. 2, Sch. (with arts. 4-6);  
different dates appointed for specified provisions by S.R. 2005/166, art. 2, Sch. 1 (with arts. 3-5, Schs. 2, 3);  
6.4.2005 appointed for specified provisions by S.R. 2005/192, art. 2(2), Sch. (with art. 2(3)(4));  
different dates appointed for specified provisions by S.R. 2005/280, art. 2;  
different dates appointed for specified provisions by S.R. 2005/321, art. 2, Sch.;  
different dates appointed for specified provisions by S.R. 2005/411, art. 2, Sch.;  
different dates appointed for specified provisions by S.R. 2005/543, arts. 2, 3, Sch.;  
15.2.2006 appointed for specified provisions by S.R. 2006/45, art. 2(2);  
different dates appointed for specified provisions by S.R. 2006/95, art. 2, Sch.;  
different dates appointed for specified provisions by S.R. 2006/352, art. 2, Sch. (with art. 3);  
different dates appointed for specified provision by S.R. 2008/104, art. 2;  
different dates appointed for specified provision by S.R. 2009/62, art. 2;  
different dates appointed for specified provision by S.R. 2009/242, art. 2;  
different dates appointed for specified provisions by S.R. 2010/100, art. 2

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch. 6 para. 21(2)(c)-(cc) substituted for (b)(c) by 2008 c. 13 (N.I.) Sch. 6 para. 11
- art. 2(4)(b)(viii)-(x) inserted by 2016 c. 1 (N.I.) Sch. 2 para. 21(3)(b)
- art. 19(1A) inserted by 2016 c. 1 (N.I.) Sch. 2 para. 24(3)
- art. 19(10A) inserted by 2016 c. 1 (N.I.) Sch. 2 para. 24(5)
- art. 34(1)-(1B) substituted for art. 34(1) by 2016 c. 1 (N.I.) Sch. 2 para. 25
- art. 34(7)(da) inserted by 2021 c. 1 Sch. 8 para. 3(2)
- art. 39(1)-(1B) substituted for art. 39(1) by 2016 c. 1 (N.I.) Sch. 2 para. 26(2)
- art. 48(1)-(1B) substituted for art. 48(1) by 2016 c. 1 (N.I.) Sch. 2 para. 27
- art. 75(1)(a)(iib) inserted by 2021 c. 1 Sch. 8 para. 8(2)
- art. 110(1)-(1B) substituted for art. 110(1) by 2016 c. 1 (N.I.) Sch. 2 para. 29
- art. 191(5) added by 2008 c. 13 (N.I.) Sch. 9 para. 6
- art. 267(4)(f) and word inserted by 2021 c. 1 Sch. 6 para. 20(b)