

1986 No. 362

SOCIAL SECURITY

The Occupational Pension Schemes (Miscellaneous Amendments) Regulations (Northern Ireland) 1986*Made* 11th December 1986*Coming into operation* 5th January 1987

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 53C of, and paragraph 13 of Schedule 1A to, and paragraphs 9(2), 20 and 21 of Schedule 3 to, the Social Security Pensions (Northern Ireland) Order 1975(a) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Occupational Pension Schemes (Miscellaneous Amendments) Regulations (Northern Ireland) 1986 and shall come into operation on 5th January 1987.

Amendment of the Occupational Pension Schemes (Preservation of Benefit) Regulations (Northern Ireland) 1984

2.—(1) The Occupational Pension Schemes (Preservation of Benefit) Regulations (Northern Ireland) 1984(b) shall be amended in accordance with paragraphs (2) and (3).

(2) In regulation 12(1) for “to the same member (or his wife, widow or dependant) as the one to whom (or to whose wife, widow or dependant)” there shall be substituted “to or in respect of the same member as the one to or in respect of whom”.

(3) Regulations 21(3)(a) and 27(b) are hereby revoked.

Amendment of the Occupational Pension Schemes (Discharge of Liability) Regulations (Northern Ireland) 1985

3.—(1) The Occupational Pension Schemes (Discharge of Liability) Regulations (Northern Ireland) 1985(c) shall be amended in accordance with paragraphs (2) to (5).

(2) In regulation 2(b) after “become secured” there shall be inserted “, or are replaced by benefits which are secured,”.

(3) In regulation 4(a) the words “and, if appropriate, dependants of his, ”, in the first place where they occur, shall be omitted, and for “them” there shall be substituted “dependants of his, or to the trustees of such a trust”.

(4) In regulation 4 for paragraph (c) there shall be substituted the following paragraph—

(a) S.I. 1975/1503 (N.I. 15); Article 53C and Schedule 1A were inserted by Article 4 of, and Schedule 1 to, the Social Security (Northern Ireland) Order 1985 (S.I. 1985/1209 (N.I. 16)), and Article 53C and paragraph 13 of Schedule 1A were amended by paragraphs 17 and 24(c) respectively of Schedule 9 to the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))

(b) S.R. 1984 No. 332; the relevant amending regulations are S.R. 1985 No. 353

(c) S.R. 1985 No. 356

“(c) that, if the policy is taken out or the contract is entered into on or after 1st January 1986, it contains or is endorsed with either—

- (i) a statement of the total length of the period or periods of service which gave rise to the benefits secured by the policy or contract, or
- (ii) where that total length exceeds 5 years, a statement to that effect.”.

(5) For the Schedule there shall be substituted the Schedule set out in the Schedule to these regulations.

Amendment of the Occupational Pension Schemes (Transfer Values) Regulations (Northern Ireland) 1985

4.—(1) The Occupational Pension Schemes (Transfer Values) Regulations (Northern Ireland) 1985^(a) shall be amended in accordance with paragraphs (2) and (3).

(2) In regulation 2(1)(b) at the end there shall be inserted “or otherwise satisfies requirements of the Inland Revenue”.

(3) In regulation 2(2)(b) for “is provided under a contract which is of the kind described in section 20(2)(g) of the Finance Act 1970” there shall be substituted “satisfies requirements of the Inland Revenue”.

Sealed with the Official Seal of the Department of Health and Social Services on
11th December 1986.

(L.S.)

A. N. Burns

Assistant Secretary

(a) S.R. 1985 No. 358; to which there are amendments not relevant to these regulations

SCHEDULE

Regulation 3(5)

Schedule to be substituted for the Schedule to the Occupational Pension Schemes (Discharge of Liability) Regulations (Northern Ireland) 1985

SCHEDULE

Regulations 5 and 6

SOCIAL SECURITY PENSIONS (NORTHERN IRELAND) ORDER 1975, ARTICLE 53C(5)
SOCIAL SECURITY (NORTHERN IRELAND) ORDER 1985, SCHEDULE 1

Consent to Arrangement for Securing Benefits

To the trustees/managers* of the +

Full name of earner/beneficiary*:

Present address of earner/beneficiary*:

Benefits to be provided by the proposed policy/contract*:

Name of insurer with whom benefits are to be secured:

I consent to the securing, under an insurance policy taken out/annuity contract entered into* with the insurer named above, of the benefits specified above in substitution for benefits which would otherwise have fallen to be provided for or in respect of me under the pension scheme named above.

Signed

Date

*delete whichever is inapplicable.

+insert name of pension scheme.

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations make miscellaneous textual amendments of the Occupational Pension Schemes (Preservation of Benefit) Regulations (Northern Ireland) 1984, the Occupational Pension Schemes (Discharge of Liability) Regulations (Northern Ireland) 1985 and the Occupational Pension Schemes (Transfer Values) Regulations (Northern Ireland) 1985.