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**Changes to legislation:** Social Security Act 1989, Paragraph 7 is up to date with all changes known to be in force on or before 15 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

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## SCHEDULES

### SCHEDULE 5

#### EMPLOYMENT-RELATED SCHEMES FOR PENSIONS OR OTHER BENEFITS: EQUAL TREATMENT FOR MEN AND WOMEN

##### PART I

##### COMPLIANCE BY SCHEMES

*Meaning of “employment-related benefit scheme” etc.*

7

In this Schedule—

- (a) “employment-related benefit scheme” means any scheme or arrangement which is comprised in one or more instruments or agreements and which has, or is capable of having, effect in relation to one or more descriptions or categories of employments so as to provide service-related benefits to or in respect of employed or self-employed earners—
- (i) who have qualifying service in an employment of any such description or category, or
  - (ii) who have made arrangements with the trustees or managers of the scheme to enable them to become members of the scheme,
- but does not include a limited scheme;
- (b) “limited scheme” means—
- (i) any personal scheme for employed earners to which the employer does not contribute;
  - (ii) any scheme which has only one member, other than a personal scheme for an employed earner to which his employer contributes;
  - (iii) any contract of insurance which is made for the benefit of employed earners only and to which the employer is not a party;
- (c) “personal scheme” means any scheme or arrangement which falls within paragraph (a) above by virtue of sub-paragraph (ii) of that paragraph (or which would so fall apart from paragraph (b) above);
- (d) “public service scheme” has <sup>F1</sup>the same meaning as “public service pension scheme” in section 1 of the Pension Schemes Act 1993];
- (e) “service-related benefits” means benefits, in the form of pensions or otherwise, payable in money or money’s worth in respect of—
- (i) termination of service;
  - (ii) retirement, old age or death;
  - (iii) interruptions of service by reason of sickness or invalidity;
  - (iv) accidents, injuries or diseases connected with employment;
  - (v) unemployment; or
  - (vi) expenses incurred in connection with children or other dependants;

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and includes, in the case of a member who is an employed earner, any other benefit so payable to or in respect of the member in consequence of his employment.

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#### **Textual Amendments**

- F1** Words in Sch. 5 para. 7(d) substituted (7.2.1994) by 1993 c. 48, s. 190, **Sch. 7 para. 2(b)**; S.I. 1994/86, **art. 2**

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#### **Commencement Information**

- II** Sch. 5 Pt. I para. 7 partly in force; Sch. 5 Pt. I para. 7 not in force at Royal Assent see s. 33(2)(3); Sch. 5 Pt. I para. 7(a)-(c)(e) in force for specified purposes at 23.6.1994 by S.I. 1994/1661, **art. 2**, **Sch. Pt. I**

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

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

- Sch. 5 para. 5E and cross-heading inserted by [2023 c. 20 Sch. para. 7](#)