

*Status: Point in time view as at 06/04/1997. This version of this provision has been superseded.*

*Changes to legislation: Pension Schemes (Northern Ireland) Act 1993, Paragraph 4 is up to date with all changes known to be in force on or before 26 July 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 1

#### CERTIFICATION REGULATIONS

#### PART I

#### OCCUPATIONAL PENSION SCHEMES

*Power to modify Part III, etc.*

- 4 (1) Regulations may modify the provisions of Part III (other than sections 14, 15 and <sup>F1</sup> . . . 64), Chapter III of Part IV and Chapter II of Part V (except, so far as they relate to personal pension schemes, the members of such schemes or rights in respect of them) in their application to cases in which—
- (a) a person is employed at the same time in two or more employments (whether or not under the same employer); and
  - (b) at least one but not all of those employments is contracted-out employment, with a view to enabling the employments to be treated either separately or together for the purposes of those provisions.
- (2) Regulations may also modify those provisions in their application to cases in which—
- (a) any description of benefit under a scheme is subject to a limit (however imposed) operating so as to prevent service beyond a particular length from qualifying for further benefits; or
  - (b) earners qualify for the benefits of a scheme by reference to both—
    - (i) service in employment which is contracted-out in relation to them by reference to the scheme; and
    - (ii) service in the same employment or another employment (whether or not contracted-out employment) before the scheme was contracted-out in relation to them or their employment.
- (3) Regulations under this paragraph may include provision for securing that in the cases to which they apply an earner's employment [<sup>F2</sup>which, apart from the regulations, would not be contracted-out employment is treated as contracted-out employment where any benefits provided under the scheme are attributable to a period when the scheme was contracted-out].

#### Textual Amendments

**F1** Words in [Sch. 1 para. 4\(1\)](#) repealed (6.4.1997) by [S.I. 1995/3213 \(N.I. 22\)](#), art. 168, [Sch. 5 Pt. III](#); [S.R. 1997/192](#), [art. 2\(b\)](#)

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**F2** Words in Sch. 1 para. 4(3) substituted (6.4.1996 for certain purposes otherwise 6.4.1997) by S.I. 1995/3213 (N.I. 22), art. 147, **Sch. 3 para. 70(b)**; S.R. 1996/91, art. 2(d), **Sch. Pt. IV**; S.R. 1997/192, **art. 2(b)**

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