

*Status: Point in time view as at 06/04/2012.*

*Changes to legislation: Pension Schemes (Northern Ireland) Act 1993, Cross Heading: Overriding effect of certain requirements for existing contracted-out and appropriate schemes is up to date with all changes known to be in force on or before 01 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 5

#### TRANSITIONAL PROVISIONS AND SAVINGS

#### PART II

#### SPECIFIC PROVISIONS

*Overriding effect of certain requirements for existing contracted-out and appropriate schemes*

<sup>F1</sup>11 .....

#### Textual Amendments

**F1** Sch. 5 para. 11 repealed (6.4.1997) by S.I. 1995/3213 (N.I. 22), arts. 147, 168, Sch. 3 para. 72, **Sch. Pt. III**; S.R. 1997/192, **art. 2(b)**

- 12 If immediately before 14th August 1990—
- (a) there was in force in relation to an occupational pension scheme a contracting-out certificate which stated that the scheme was contracted-out by virtue of Article 34(2A) of the Social Security Pensions (Northern Ireland) Order 1975, or
  - (b) there was in force in relation to a personal pension scheme an appropriate scheme certificate,
- then, to the extent that the rules of the scheme are inconsistent with any provision of this Act derived from provision made by paragraph 16(1) or (2) or 17(1) to (3) of Schedule 6 to the <sup>M1</sup>Social Security (Northern Ireland) Order 1989 (by virtue of which—
- (i) section 23(3) applies to all protected rights and not only such rights as are mentioned in section 6(2) or (3);
  - (ii) section 24 includes subsection (1) and, in subsection (3), the words “Subject to subsections (5) and (7)”, the words from “except” to “subsection (4)” and the word “shall”; and
  - (iii) section 25 includes subsection (2)),
- they shall be overridden by that provision.

#### Marginal Citations

**M1** S.I. 1989/1342 (N.I. 13).

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