

**Status:** Point in time view as at 16/01/2016. This version of this cross heading contains provisions that are prospective.

**Changes to legislation:** Pension Schemes (Northern Ireland) Act 1993, Cross Heading: The Social Security Administration (Northern Ireland) Act 1992 (c. 8) is up to date with all changes known to be in force on or before 22 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 7 **U.K.**

#### CONSEQUENTIAL AMENDMENTS

*The Social Security Administration (Northern Ireland) Act 1992 (c. 8)*

<sup>F1</sup>38 .....

#### Textual Amendments

**F1** Sch. 7 para. 38 repealed (29.11.1999) by S.I. 1998/1506 (N.I. 10), art. 78(2), **Sch. 7**; S.R. 1999/472, art. 2(1)(a), **Sch. 1**

[<sup>F2</sup>39 In section 104(8) of that Act, for paragraph (e) there shall be substituted—  
“(e) the Pensions Act”].

#### Textual Amendments

**F2** Sch. 7 para. 39 repealed (2.4.2001) by 2000 c. 4 (N.I.), ss. 67, 68(2), **Sch. 9 Pt. V** (with s. 66(6)); S.R. 2001/141, art. 2(1)(a), **Sch. Pt. I**

#### PROSPECTIVE

40 In section 130 of that Act, for the words “Social Security Pensions Act 1975” there shall be substituted the words “Pension Schemes Act 1993”.

41 In section 132 of that Act—  
(a) in subsection (3)(a), for the words “Article 37(6) of the Pensions Order” and “Article 38(3) of that Order” there shall be substituted respectively the words “section 11(1) of the Pensions Act” and “section 13(2) of that Act”;  
(b) after subsection (3) there shall be inserted—

“(3A) Where a member of an appropriate personal pension scheme or a money purchase contracted-out scheme continues in employment after attaining pensionable age and the commencement of his pension under the scheme is postponed, the preceding provisions of this section shall have effect as if—

- (a) the guaranteed minimum pension to which he is treated as entitled by virtue of section 44(2)(a) of the Pensions Act were subject to increases in accordance with the provisions of section 11(1) of that Act; and
- (b) the amounts of any notional increases referred to in paragraph (a) above were subject to annual up-rating in the

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same way as if they were sums to which subsection (3)(a) above applied.”;

- (c) in subsection (4), for the words “Article 37(6) of the Pensions Order” and “Article 39A of that Order” there shall be substituted respectively the words “ section 11(1) of the Pensions Act ” and “ section 105 of that Act ”; and
- (d) in subsection (5), for the words “Article 37(6) of the Pensions Order” and “Article 38(3) of that Order” there shall be substituted respectively the words “ section 11(1) of the Pensions Act ” and “ section 13(2) of that Act ”.

42 In section 167(1) of that Act—

- (a) the following definitions shall be inserted at the appropriate place—
  - ““money purchase contracted-out scheme” has the same meaning as in section 4(1)(a)(ii) of the Pensions Act;” and
  - ““pensionable age” has the same meaning as in section 121 of the Contributions and Benefits Act;”
- (b) in the definition of “occupational pension scheme”, for the words “Article 2(2) of the Pensions Order” there shall be substituted the words “ section 1 of the Pensions Act ”;
- (c) before the definition of “the Pensions Order”, there shall be inserted—
  - ““the Pensions Act” means the Pension Schemes (Northern Ireland) Act 1993;”
- (d) in the definition of “personal pension scheme”, for the words “Article 2(2) of the 1986 Order” there shall be substituted the words “ section 1 of the Pensions Act ” and at the end of that definition there shall be added the words “ and “appropriate”, in relation to such a scheme, shall be construed in accordance with section 3 of that Act ”.

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