

SCHEDULES

SCHEDULE 4

EQUALISATION

PART II

ENTITLEMENT TO CERTAIN PENSION AND OTHER BENEFITS

Pension increases for dependent spouses

- 2 (1) For sections 83 and 84 of the Social Security Contributions and Benefits Act 1992 (pension increases for dependent wife or husband) there is substituted—

“83A Pension increase for spouse.

- (1) Subject to subsection (3) below, the weekly rate of a Category A or Category C retirement pension payable to a married pensioner shall, for any period mentioned in subsection (2) below, be increased by the amount specified in relation to the pension in Schedule 4, Part IV, column (3).
- (2) The periods referred to in subsection (1) above are—
- (a) any period during which the pensioner is residing with the spouse, and
 - (b) any period during which the pensioner is contributing to the maintenance of the spouse at a weekly rate not less than the amount so specified, and the spouse does not have weekly earnings which exceed that amount.
- (3) Regulations may provide that for any period during which the pensioner is residing with the spouse and the spouse has earnings there shall be no increase of pension under this section”.
- (2) This paragraph shall have effect on or after 6th April 2010.