



Pensions Act 1995

1995 CHAPTER 26

PART II

STATE PENSIONS

130 Up-rating of pensions increased under section 52 of the Social Security Contributions and Benefits Act.

- (1) For section 156 of the ^{M1}Social Security Administration Act 1992 there is substituted—

“156 Up-rating under section 150 above of pensions increased under section 52(3) of the Contributions and Benefits Act.

- (1) This section applies in any case where a person is entitled to a Category A retirement pension with an increase, under section 52(3) of the Contributions and Benefits Act, in the additional pension on account of the contributions of a spouse who has died.
- (2) Where in the case of any up-rating order under section 150 above—
- (a) the spouse’s final relevant year is the tax year preceding the tax year in which the up-rating order comes into force, but
 - (b) the person’s final relevant year was an earlier tax year,
- then the up-rating order shall not have effect in relation to that part of the additional pension which is attributable to the spouse’s contributions.
- (3) Where in the case of any up-rating order under section 150 above—
- (a) the person’s final relevant year is the tax year preceding the tax year in which the up-rating order comes into force, but
 - (b) the spouse’s final relevant year was an earlier tax year,
- then the up-rating order shall not have effect in relation to that part of the additional pension which is attributable to the person’s contributions.”

Status: Point in time view as at 01/01/2014.

Changes to legislation: Pensions Act 1995, Section 130 is up to date with all changes known to be in force on or before 05 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)

- (2) In section 151(1) of that Act (effect of up-rating orders on additional pensions), after “and shall apply” there is inserted “ subject to section 156 and ”.

Marginal Citations

M1 1992 c. 5.

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