

*Status: Point in time view as at 01/12/2000.*

*Changes to legislation: There are currently no known outstanding effects for the Welfare Reform and Pensions Act 1999, Cross Heading: Social Security Contributions and Benefits Act 1992 (c.4). (See end of Document for details)*

## SCHEDULES

### SCHEDULE 8

#### WELFARE BENEFITS: MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART I

#### BEREAVEMENT BENEFITS

##### *Social Security Contributions and Benefits Act 1992 (c.4)*

2 The Contributions and Benefits Act has effect subject to the following amendments.

#### Commencement Information

**II** Sch. 8 para. 2 wholly in force at 9.4.2001; Sch. 8 para. 2 not in force at Royal Assent see s. 89(1); Sch. 8 para. 2 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

3 (1) Section 20 (descriptions of contributory benefits) is amended as follows.

(2) In subsection (1)—

(a) in paragraph (e), omit sub-paragraph (i); and

(b) after that paragraph insert—

“(ea) bereavement benefits, comprising—

(i) bereavement payment;

(ii) widowed parent’s allowance (with increase for child dependants);

(iii) bereavement allowance;”.

(3) In subsection (2), in the definition of “long-term benefit”, after paragraph (b) insert—

“(ba) a widowed parent’s allowance;

(bb) a bereavement allowance;”.

#### Commencement Information

**II** Sch. 8 para. 3 wholly in force at 9.4.2001; Sch. 8 para. 3 not in force at Royal Assent see s. 89(1); Sch. 8 para. 3 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

4 (1) Section 21 (contribution conditions) is amended as follows.

(2) In subsection (2)—

(a) for “Widow’s payment” substitute “Bereavement payment”; and

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(b) after the entry relating to widowed mother’s allowance insert—

“Widowed parent’s allowance	Class 1, 2 or 3
Bereavement allowance	Class 1, 2 or 3”

(3) In subsection (4), for “widow’s payment” substitute “ bereavement payment ”.

**Commencement Information**

**I3** Sch. 8 para. 4 wholly in force at 9.4.2001; Sch. 8 para. 4 not in force at Royal Assent see s. 89(1); Sch. 8 para. 4 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

5 In section 46(2) (modifications of s. 45 for calculating additional pension in certain benefits)—

- (a) after “section 39(1)” insert “ or 39C(1) ”; and  
 (b) for “or 48B(2)” substitute “ , 48B(2) or 48BB(5) ”.

**Commencement Information**

**I4** Sch. 8 para. 5 wholly in force at 9.4.2001; Sch. 8 para. 5 not in force at Royal Assent see s. 89(1); Sch. 8 para. 5 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

6 In section 48B (Category B retirement pension for widows and widowers), at the end add—

“(8) Nothing in subsections (4) to (7) above applies in a case where the spouse dies on or after the appointed day (as defined by section 36A(3)).”

**Commencement Information**

**I5** Sch. 8 para. 6 wholly in force at 9.4.2001; Sch. 8 para. 6 not in force at Royal Assent see s. 89(1); Sch. 8 para. 6 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

7 In section 48C(4) (category B retirement pension: general), for “or 48B(2)” substitute “ , 48B(2) or 48BB(5) ”.

**Commencement Information**

**I6** Sch. 8 para. 7 wholly in force at 9.4.2001; Sch. 8 para. 7 not in force at Royal Assent see s. 89(1); Sch. 8 para. 7 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

8 (1) Section 60 (complete or partial failure to satisfy contribution conditions) is amended as follows.

(2) In subsection (1), after paragraph (a) insert—

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- “(aa) a widowed parent’s allowance,
- (ab) a bereavement allowance”.

(3) In subsection (3)—

- (a) for paragraph (a) substitute—
  - “(a) a bereavement payment;”;and
- (b) after paragraph (b) insert—
  - “(ba) a widowed parent’s allowance;
  - (bb) a bereavement allowance;”;and
- (c) in paragraph (d), after “48B” insert “ or 48BB ”.

**Commencement Information**

- I7** Sch. 8 para. 8 wholly in force at 9.4.2001; Sch. 8 para. 8 not in force at Royal Assent see s. 89(1); Sch. 8 para. 8 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

- 9 In section 61(1) (exclusion of increase of benefit for failure to satisfy contribution condition), after “widowed mother’s allowance” insert “ or widowed parent’s allowance ”.

**Commencement Information**

- I8** Sch. 8 para. 9 wholly in force at 9.4.2001; Sch. 8 para. 9 not in force at Royal Assent see s. 89(1); Sch. 8 para. 9 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

- 10 In section 61A(3) (contributions paid in error)—
- (a) at the end of paragraph (b) insert “ (payable by virtue of section 48B or 48BB above) ”; and
  - (b) after “widow’s pension,” insert—
    - “(ca) widowed parent’s allowance,”.

**Commencement Information**

- I9** Sch. 8 para. 10 wholly in force at 9.4.2001; Sch. 8 para. 10 not in force at Royal Assent see s. 89(1); Sch. 8 para. 10 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

- 11 In section 80(5) (beneficiary’s dependent children)—
- (a) for “payable by virtue of subsection (1)(a) of section 37” substitute “ or a widowed parent’s allowance payable by virtue of section 37(1)(a) or (as the case may be) section 39A(2)(a) ”; and
  - (b) for “subsection (2)(a), (b) or (c) of that section” substitute “ section 37(2)(a), (b) or (c) or (as the case may be) section 39A(3)(a), (b) or (c) ”.

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**Commencement Information**

**I10** Sch. 8 para. 11 wholly in force at 9.4.2001; Sch. 8 para. 11 not in force at Royal Assent see s. 89(1); Sch. 8 para. 11 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

- 12 In section 150 (interpretation of provisions relating to Christmas bonus), in subsection (1)(c), after “allowance” insert “, widowed parent’s allowance”.

**Commencement Information**

**I11** Sch. 8 para. 12 wholly in force at 9.4.2001; Sch. 8 para. 12 not in force at Royal Assent see s. 89(1); Sch. 8 para. 12 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

- 13 (1) Schedule 3 (contribution conditions for entitlement to benefit) is amended as follows.
- (2) In paragraph 4(1) (contribution condition for widow’s payment) and in the cross-heading preceding paragraph 4, for “widow’s payment” and “Widow’s payment” substitute “bereavement payment” and “Bereavement payment” respectively.
- (3) In paragraph 5(1) (contribution conditions for widowed mother’s allowance, widow’s pension etc.), after “allowance,” insert “ a widowed parent’s allowance, a bereavement allowance, ”; and in the cross-heading preceding paragraph 5, after “allowance” insert “, widowed parent’s allowance, bereavement allowance”.
- (4) In paragraph 7(1) and (3) (satisfaction of conditions in early years of contribution), for “widow’s payment” substitute “bereavement payment”.
- (5) In paragraph 9 (satisfaction of condition where condition for short-term benefit satisfied)—
- (a) for “a woman claims a widow’s payment” substitute “ a claim is made for a bereavement payment ”; and
- (b) for “widow’s payment” (in the second place where it occurs) substitute “bereavement payment”.

**Commencement Information**

**I12** Sch. 8 para. 13 wholly in force at 9.4.2001; Sch. 8 para. 13 not in force at Royal Assent see s. 89(1); Sch. 8 para. 13 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

- 14 In Part IV of Schedule 4 (increases for dependants), after the entry relating to widowed mother’s allowance insert—

“4A. Widowed parent’s allowance	11.35	—.”
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**I13** Sch. 8 para. 14 wholly in force at 9.4.2001; Sch. 8 para. 14 not in force at Royal Assent see s. 89(1); Sch. 8 para. 14 in force for certain purposes at 24.4.2000 and for all other purposes at 9.4.2001 by S.I. 2000/1047, art. 2(2)(a)(i)(ii), Sch. Pt. I

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