

Status: Point in time view as at 26/09/2007.

Changes to legislation: There are currently no known outstanding effects for the Pensions Act 2007, Part 5. (See end of Document for details)

SCHEDULES

SCHEDULE 1

STATE PENSION: CONSEQUENTIAL AND RELATED AMENDMENTS

PART 5

UP-RATING OF BASIC PENSION ETC. AND STANDARD MINIMUM GUARANTEE BY REFERENCE TO EARNINGS

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

- 19 In Schedule 5 to the SSCBA (pension increase or lump sum where entitlement to retirement pension is deferred) in paragraph 2 (pension increase where entitlement deferred) in sub-paragraph (7) (increase to take account of up-rating of pensions) after “section 150” insert “ or 150A ”.

Commencement Information

- I1** [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

- 20 In each of paragraphs 5A(3)(a), 6(4)(b) and 6A(2)(b) of that Schedule (calculation of increase to survivor's pension where member's guaranteed minimum pension deferred) omit “after it has been reduced by the amount of any increases under section 109 of the Pensions Act”.

Commencement Information

- I2** [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

Social Security Administration Act 1992 (c. 5)

- 21 In section 150 of the Administration Act (annual up-rating of benefits) in subsection (10)(a)(i) (when order is to take effect) after “the tax year” insert “ following that in which the order is made ”.

Commencement Information

- I3** [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

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- 22 In section 152 of that Act (rectification of mistakes in orders under section 150)—
 (a) after subsection (1) insert—

“(1A) If the Secretary of State is satisfied that such a mistake has occurred in the preparation of the previous order under section 150A above, he may by order vary the amount of any one or more of the amounts referred to in subsection (1) of that section by increasing or reducing it to the level at which it would have stood had the mistake not occurred.”;

- (b) in the sidenote, after “150” insert “ or 150A ”.

Commencement Information

I4 [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

- 23 In section 155 of that Act (effect of alteration of rates of benefit under Parts 2 to 5 of the SSCBA) in subsection (1) (when section has effect) in paragraph (b) after “150” insert “ , 150A ”.

Commencement Information

I5 [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

- 24 In section 155A of that Act (power to anticipate pensions up-rating order) in subsection (1) (power arises where statement made to Commons of amounts of proposed increase in order under section 150) in paragraph (a), for “150 above” substitute “ 150 or 150A above (as the case may be) ”.

Commencement Information

I6 [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

- 25 In section 159 of that Act (effect of alteration in the component rates of income support) in subsection (5), in paragraph (b) of the definition of “alteration”—
 (a) after “150” (where it first occurs) insert “ or 150A ”;
 (b) in sub-paragraph (ii) after “150” insert “ , 150A ”.

Commencement Information

I7 [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

- 26 In section 159A of that Act (effect of alteration of rates of a jobseeker's allowance) in subsection (5), in paragraph (b) of the definition of “alteration”, after each occurrence of “section 150” insert “ or 150A ”.

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Commencement Information

I8 Sch. 1 Pt. 5 wholly in force at 26.9.2007; Sch. 1 Pt. 5 in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see s. 30

- 27 In section 159B of that Act (effect of alterations affecting state pension credit)—
- (a) in subsection (4) (power to anticipate up-rating of state pension credit) in paragraph (a) after “section 150” insert “, 150A ”;
 - (b) in subsection (6), in paragraph (b) of the definition of “alteration”—
 - (i) after “150” (where it first occurs) insert “ or 150A ”;
 - (ii) after “150” (where it next occurs) insert “, 150A ”.

Commencement Information

I9 Sch. 1 Pt. 5 wholly in force at 26.9.2007; Sch. 1 Pt. 5 in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see s. 30

- 28 In section 159C of that Act as inserted by the Welfare Reform Act 2007 (c. 5) (effect of alteration of rates of an employment and support allowance)—
- (a) in subsection (4) (application of subsection (5)) in paragraph (a), after “150” insert “, 150A ”;
 - (b) in subsection (6), in paragraph (b) of the definition of “alteration”—
 - (i) after “150” (where it first occurs) insert “ or 150A ”;
 - (ii) after “150” (where it next occurs) insert “, 150A ”.

Commencement Information

I10 Sch. 1 Pt. 5 wholly in force at 26.9.2007; Sch. 1 Pt. 5 in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see s. 30

- 29 In section 189 of that Act (regulations and orders_general) in subsection (8) (orders not to be made without consent of Treasury) after “150,” insert “ 150A, ”.

Commencement Information

I11 Sch. 1 Pt. 5 wholly in force at 26.9.2007; Sch. 1 Pt. 5 in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see s. 30

- 30 In section 190 of that Act (parliamentary control of orders and regulations) in subsection (1)(a) (orders subject to the affirmative procedure) after “150,” insert “ 150A, ”.

Commencement Information

I12 Sch. 1 Pt. 5 wholly in force at 26.9.2007; Sch. 1 Pt. 5 in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see s. 30

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- 31 In Part 1 of Schedule 7 to that Act (regulations not requiring prior submission to the Social Security Advisory Committee) in paragraph 3 (up-rating etc.) after “section 150” insert “ or 150A ”.

Commencement Information

I13 [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

- 32 In Part 2 of that Schedule (regulations not requiring prior submission to the Industrial Injuries Advisory Council) in paragraph 12 for “or 150” substitute “ , 150 or 150A ”.

Commencement Information

I14 [Sch. 1 Pt. 5](#) wholly in force at 26.9.2007; [Sch. 1 Pt. 5](#) in force for specified purposes at 26.7.2007 and in force for all other purposes at 26.9.2007, see [s. 30](#)

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