
STATUTORY INSTRUMENTS

2005 No. 3164

The Occupational and Personal Pension Schemes (Civil Partnership) (Miscellaneous Amendments) Regulations 2005

Amendment of the Occupational Pension Schemes (Contracting-out) (Amount Required for Restoring State Scheme Rights and Miscellaneous Amendment) Regulations (Northern Ireland) 1998

7. Amend the Occupational Pension Schemes (Contracting-out) (Amount Required for Restoring State Scheme Rights and Miscellaneous Amendment) Regulations (Northern Ireland) 1998⁽¹⁾ as follows—

(a) in regulation 1(2) (interpretation)—

(i) in the definition of “earner” before “and” insert—

“(aa) in the case of a surviving civil partner member, the deceased civil partner from whose employment that member’s rights under the scheme are derived;”;

(ii) after the definition of “scheme” insert—

““surviving civil partner member” means a person who has a right to the payment of a surviving civil partner’s pension under the scheme;”;

(b) in regulation 3 (method of calculation where no election to pay a contributions equivalent premium may be made)—

(i) after “surviving spouse member” in each place where those words occur, except in paragraph (1)(f), insert “or surviving civil partner member”;

(ii) after paragraph (1)(f) add—

“(g) in the case of a woman who is a surviving civil partner member—

$$X \times Factor \quad 0 \times 52 \times market \quad level \quad indicator$$

plus

$$(z_1 + z_2) \times Factor \quad Q \times 52 \times market \quad level \quad indicator$$

(c) in regulation 4 (Market Level Indicator) after “surviving spouse member” in each place where those words occur insert “or surviving civil partner member”;

(d) in Tables 1 to 5 of Schedule 1 after “SURVIVING SPOUSE MEMBERS” in each place where those words occur insert “and SURVIVING CIVIL PARTNER MEMBERS”;

(e) in Table 6 of Schedule 1—

(i) after “SURVIVING SPOUSE MEMBERS” insert “and SURVIVING CIVIL PARTNER MEMBERS”;

(ii) after “Widowers” insert “and Male Surviving Civil Partners”;

(iii) after “Widows” insert “and Female Surviving Civil Partners”.

(1) S.R. 1998 No. 208, relevant amending instruments are S.I. 1999/3069 and S.I. 2005/891.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
