

STATUTORY INSTRUMENTS

**2010 No. 426**

**The Social Security (Maximum  
Additional Pension) Regulations 2010**

**Prescribed maximum additional pension**

**3.**—<sup>F1</sup>(A1) This regulation applies to a survivor whose relevant day is before 6th April 2016.]

(1) For the purposes of section 52(3) (increase of additional pension in the Category A retirement pension for surviving spouses) the maximum additional pension shall be the amount of additional pension to which a person is entitled where that person—

- (a) has reached pensionable age on <sup>F2</sup>the survivor's relevant day]; and
- (b) in respect of each relevant year has an earnings factor specified in paragraph (3).

<sup>F3</sup>(2) .....

(3) For the purposes of paragraph (1)(b), the specified earnings factor is an earnings factor which—

- (a) is equal to 53 times that year's applicable limit, before any increase under section 148 of the Social Security Administration Act 1992 (revaluation of earnings factors); and
- (b) is derived from earnings on which primary Class 1 contributions were paid.

**Textual Amendments**

- F1** Reg. 3(A1) inserted (6.4.2016 coming into force in accordance with art. 1(2)(b)) by [The Pensions Act 2014 \(Consequential, Supplementary and Incidental Amendments\) Order 2015 \(S.I. 2015/1985\)](#), arts. 1(2)(b), **33(3)(a)**
- F2** Words in reg. 3(1)(a) substituted (6.4.2016 coming into force in accordance with art. 1(2)(b)) by [The Pensions Act 2014 \(Consequential, Supplementary and Incidental Amendments\) Order 2015 \(S.I. 2015/1985\)](#), arts. 1(2)(b), **33(3)(b)**
- F3** Reg. 3(2) omitted (6.4.2016 coming into force in accordance with art. 1(2)(b)) by virtue of [The Pensions Act 2014 \(Consequential, Supplementary and Incidental Amendments\) Order 2015 \(S.I. 2015/1985\)](#), arts. 1(2)(b), **33(3)(c)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Social Security (Maximum Additional Pension) Regulations 2010, Section 3.