



Social Security Act 1973

1973 CHAPTER 38

PART II

OCCUPATIONAL PENSION SCHEMES

Modifications etc. (not altering text)

C1 Part II (ss. 51-72) amended (28.02.1991) by [S.I. 1991/167](#) regs. 2-3

Recognition

51 Recognised pensionable employment.

(1) ^{F1}

[^{F2}(3) In this Act—

(a) “occupational pension scheme” means any scheme or arrangement which is comprised in one or more instruments or agreements and which has, or is capable of having, effect in relation to one or more descriptions or categories of employments so as to provide benefits, in the form of pensions or otherwise, payable on termination of service, or on death or retirement, to or in respect of earners with qualifying service in an employment of any such description or category; and

^{F2}(b)]

(4) ^{F1}

^{F2}(5)

(6) ^{F1}

(7) ^{F3}

(8) ^{F1}

*Changes to legislation: There are currently no known outstanding effects
for the Social Security Act 1973, PART II. (See end of Document for details)*

F4F2(10)

Textual Amendments

- F1 Ss. 51(1),(2),(4),(6),(8),(9), 52(1)–(7)(9), 53–57, 58(3)–(5), 59(2)–(9), 60–62 repealed by [Social Security Pensions Act 1975 \(c. 60\)](#), [Sch. 5](#) and S.I. 1975/1503 (N.I. 15), [Sch. 6](#)
- F2 S. 51(3) repealed (E.W.S.) (7.2.1994) by 1993 c. 48, s. 188, [Sch. 5 Pt.III](#) (with s. 6(8)); S.I. 1994/86, [art. 2](#) and s. 51(3)(b)(5)(10) repealed (7.2.1994) by 1993 c. 48, s. 188, [Sch. 5 Pt.I](#) (with s. 6(8)); S.I. 1994/86, [art. 2](#)
- F3 S. 51(7) repealed (1.10.89) by [Social Security Act 1989 \(c. 24\)](#), [Sch. 6](#), para. 1 and Sch. 9
- F4 S. 51(10) repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), [Sch. 6](#)

[^{F5}52 (1) F6
^{F7}(8)
(9) F6]

Textual Amendments

- F5 S. 52 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), [Sch. 6](#)
- F6 Ss. 51(1),(2),(4),(6),(8),(9), 52(1)–(7)(9), 53–57, 58(3)–(5), 59(2)–(9), 60–62 repealed by [Social Security Pensions Act 1975 \(c. 60\)](#), [Sch. 5](#) and S.I. 1975/1503 (N.I. 15), [Sch. 6](#)
- F7 S. 52(8) repealed (7.2.1994) by 1993 c. 48, s. 188, [Sch. 5 Pt.I](#) (with s. 6(8)); S.I. 1994/86, [art. 2](#)

53— F8
57.

Textual Amendments

- F8 Ss. 51(1),(2),(4),(6),(8),(9), 52(1)–(7)(9), 53–57, 58(3)–(5), 59(2)–(9), 60–62 repealed by [Social Security Pensions Act 1975 \(c. 60\)](#), [Sch. 5](#) and S.I. 1975/1503 (N.I. 15), [Sch. 6](#)

[^{F9}58 **Transfer of benefit between schemes: linked qualifying service.**

^{F10}(1)
^{F10}(2)
^{F10}(2A)
^{F10}(2B)
(3) F11]

Textual Amendments

- F9 S. 58 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), [Sch. 6](#)
- F10 S. 58(1)–(2B) repealed (7.2.1994) by 1993 c. 48, s. 188, [Sch. 5 Pt.I](#) (with s. 6(8)); S.I. 1994/86, [art. 2](#)

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1973, PART II. (See end of Document for details)

F11 Ss. 51(1),(2),(4),(6),(8),(9), 52(1)–(7)(9), 53–57, 58(3)–(5), 59(2)–(9), 60–62 repealed by Social Security Pensions Act 1975 (c. 60), **Sch. 5** and S.I. 1975/1503 (N.I. 15), **Sch. 6**

[^{F12}**59** **Financing and security of minimum benefits.**

^{F13}(1)
(2) ^{F14}]

Textual Amendments

- F12** S. 59 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), **Sch. 6**
F13 S. 59(1) repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**
F14 Ss. 51(1),(2),(4),(6),(8),(9), 52(1)–(7)(9), 53–57, 58(3)–(5), 59(2)–(9), 60–62 repealed by Social Security Pensions Act 1975 (c. 60), **Sch. 5** and S.I. 1975/1503 (N.I. 15), **Sch. 6**

60— ^{F15}
62.

Textual Amendments

- F15** Ss. 51(1),(2),(4),(6),(8),(9), 52(1)–(7)(9), 53–57, 58(3)–(5), 59(2)–(9), 60–62 repealed by Social Security Pensions Act 1975 (c. 60), **Sch. 5** and S.I. 1975/1503 (N.I. 15), **Sch. 6**

Preservation of benefit under occupational pension schemes

^{F16}**63**

Textual Amendments

- F16** S. 63 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), **Sch. 6** and repealed wholly (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

Modification and winding-up of schemes

^{F17}**64**

Textual Amendments

- F17** S. 64 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), **Sch. 6** and repealed wholly (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

^{F18}**65**

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1973, PART II. (See end of Document for details)

Textual Amendments

- F18** S. 65 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), **Sch. 6**
- S. 65 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

The Occupational Pensions Board

F19 **66**

Textual Amendments

- F19** S. 66 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

F20 **67**

Textual Amendments

- F20** S. 67(1)–(3) repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), **Sch. 6**
- S. 67 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

F21 **68**

Textual Amendments

- F21** S. 68 repealed (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

Miscellaneous

[**F22** **69** **Rule against perpetuities.**

- F23**(1)
- F23**(2)
- F23**(3)
- F23**(4)
- F23**(5)
- F23**(6)

(7) There shall cease to have effect—

- (a) the ^{M1}Superannuation and other Trust Funds (Validation) Act 1927 (power to register superannuation schemes, with consequent exemption from the rule

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1973, PART II. (See end of Document for details)

against perpetuities), except section 9 and section 11 so far as it provides for citation and extends section 9 to Northern Ireland; and

- (b) the corresponding Northern Ireland enactment, that is to say the ^{M2}Superannuation and other Trust Funds (Validation) Act (Northern Ireland) 1928;

[^{F23}but regulations may provide, in relation to a scheme whose fund was registered under either Act immediately before its repeal took effect, for the scheme to retain the benefit of the Act, subject to prescribed conditions and either indefinitely or for a prescribed period.]

- (8) The said Acts of 1927 and 1928 shall each, until its repeal by subsection (7) above, have effect with the following modifications—

- (a) no new application shall be made under section 3 of the Act for the registration of any fund (without prejudice to the effectiveness of any application previously made or pending); and
- (b) the registration of a fund may be cancelled notwithstanding that the fund has not been wound up, if the trustees apply in writing to the registrar stating that they desire its cancellation.]

Textual Amendments

F22 S. 69 repealed (N.I.), except so far as it relates to so much of the Superannuation and other Trust Funds (Validation) Act 1927 (c. 41) as extends to Northern Ireland, by S.I. 1975/1503 (N.I. 15), art. 74(2), Sch. 6

F23 S. 69(1)-(6) repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 6(8)); S.I. 1994/86, art. 2
Words in s. 69(7) repealed (E.W.S.) (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.III (with s. 6(8)); S.I. 1994/86, art. 2

Modifications etc. (not altering text)

C2 Section 69(7) has not yet commenced.

Marginal Citations

M1 1927 c. 41.

M2 1928 c. 6 (N.I.)

70 ^{F24}

Textual Amendments

F24 S. 70 repealed (1.1.87) by Wages Act 1986 (c. 48), Sch. 5, Pt. III and (N.I.) by S.I. 1975/1503 (N.I.15), art. 74(2), Sch. 6.

^{F25}**71**

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Textual Amendments

F25 S. 71 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), **Sch. 6** and repealed wholly (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

^{F26}**72**

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Textual Amendments

F26 S. 72 repealed (N.I.) by S.I. 1975/1503 (N.I. 15), art. 74(2), **Sch. 6** and repealed wholly (7.2.1994) by 1993 c. 48, s. 188, **Sch. 5 Pt.I** (with s. 6(8)); S.I. 1994/86, **art. 2**

Changes to legislation:

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