



Northern Ireland Act 1998

1998 CHAPTER 47

PART IV

THE NORTHERN IRELAND ASSEMBLY

Remuneration and pensions

48 Pensions of members.

- (1) The Assembly may make provision for the payment of pensions, gratuities or allowances to, or in respect of, any person who—
- has ceased to be a member of the Assembly; or
 - has ceased to hold [^{F1}an office within subsection (1A)] but continues to be a member of the Assembly.
- [^{F2}(1A) An office is within this subsection if the salary payable under section 47 to a member of the Assembly holding the office is higher than the salary payable under that section to members of the Assembly generally.]
- (2) Such provision may, in particular, include provision for—
- contributions or payments towards provision for such pensions, gratuities or allowances;
 - the establishment and administration (whether by the Commission or otherwise) of one or more pension schemes.
- [^{F3}(2A) Where any salary payable to a person under section 47 is not payable because of [^{F4}section 47A], any provision made under this section for the payment of pensions which has effect in relation to him shall apply as if the salary were payable.]
- (3) In this section—
- “the Commission” means the Northern Ireland Assembly Commission;
 - “provision” includes provision—

Changes to legislation: There are currently no known outstanding effects for the Northern Ireland Act 1998, Section 48. (See end of Document for details)

- (a) by an Act of the Assembly [^{F5}(which may include provision establishing an office or body, provision conferring functions on an office-holder or body and ancillary provision)] ; or
- (b) by a resolution of the Assembly conferring functions on the Commission.
- (4) Any expenditure incurred by the Assembly under this section shall be defrayed out of money appropriated by Act of the Assembly.

Extent Information

- E1** S. 48: functions of Assembly made exercisable by Secretary of State (temp. from 12.2.2000 to 30.5.2000) by 2000 c. 1, s. 1(8), **Sch. para. 9(1)**; S.I. 2000/396, **art. 2**; S.I. 2000/1445, **art. 2**

Textual Amendments

- F1** Words in s. 48(1)(b) substituted (5.7.2010) by Northern Ireland Assembly Members Act 2010 (c. 16), **ss. 2(2)**, 3(3); S.I. 2010/1726, **art. 2**
- F2** S. 48(1A) inserted (5.7.2010) by Northern Ireland Assembly Members Act 2010 (c. 16), **ss. 2(3)**, 3(3); S.I. 2010/1726, **art. 2**
- F3** S. 48(2A) inserted (7.1.2004) by Northern Ireland (Monitoring Commission etc.) Act 2003 (c. 25), **ss. 7(2)**, 12; S.I. 2004/83, **art. 2**
- F4** Words in s. 48(2A) substituted (1.4.2011) by Northern Ireland (Monitoring Commission etc.) Act 2003 (Cessation of Provisions) Order 2011 (S.I. 2011/978), arts. 1(2), **5(g)**
- F5** Words in s. 48(3) inserted (5.7.2010) by Northern Ireland Assembly Members Act 2010 (c. 16), **ss. 2(4)**, 3(3); S.I. 2010/1726, **art. 2**

Modifications etc. (not altering text)

- C1** S. 48 restricted (12.2.2000) by 2000 c. 1, s. 1(8), **Sch. para. 9(3)**; S.I. 2000/396, **art. 2**
- C2** S. 48 applied (12.4.2010) by Justice (Northern Ireland) Act 2002 (c. 26), **ss. 23(5)**, 87(1); S.R. 2010/113, **art. 2**, **Sch. para. 3**
- C3** S. 48 modified (28.3.2018) by Northern Ireland Assembly Members (Pay) Act 2018 (c. 7), **ss. 1(2)**, 2(2) (with s. 1(3))
- C4** S. 48 modified (6.12.2022) by Northern Ireland (Executive Formation etc) Act 2022 (c. 48), **ss. 10(1)(b)(6)**, 14(2) (with s. 10(5))

Changes to legislation:

There are currently no known outstanding effects for the Northern Ireland Act 1998, Section 48.