

SCHEDULES

SCHEDULE 8

WELFARE BENEFITS: MINOR AND CONSEQUENTIAL AMENDMENTS

PART I

BEREAVEMENT BENEFITS

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

2 The Contributions and Benefits Act has effect subject to the following amendments.

3 (1) Section 20 (descriptions of contributory benefits) is amended as follows.

(2) In subsection (1)—

(a) in paragraph (e), omit sub-paragraph (i); and

(b) after that paragraph insert—

“(ea) bereavement benefits, comprising—

(i) bereavement payment;

(ii) widowed parent’s allowance (with increase for child dependants);

(iii) bereavement allowance;”.

(3) In subsection (2), in the definition of “long-term benefit”, after paragraph (b) insert—

“(ba) a widowed parent’s allowance;

(bb) a bereavement allowance;”.

4 (1) Section 21 (contribution conditions) is amended as follows.

(2) In subsection (2)—

(a) for “Widow’s payment” substitute “Bereavement payment”; and

(b) after the entry relating to widowed mother’s allowance insert—

“Widowed parent’s allowance	Class 1, 2 or 3
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Bereavement allowance	Class 1, 2 or 3”
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(3) In subsection (4), for “widow’s payment” substitute “bereavement payment”.

5 In section 46(2) (modifications of s. 45 for calculating additional pension in certain benefits)—

(a) after “section 39(1)” insert “or 39C(1)”; and

(b) for “or 48B(2)” substitute “, 48B(2) or 48BB(5)”.

6 In section 48B (Category B retirement pension for widows and widowers), at the end add—

Status: This is the original version (as it was originally enacted).

- “(8) Nothing in subsections (4) to (7) above applies in a case where the spouse dies on or after the appointed day (as defined by section 36A(3)).”
- 7 In section 48C(4) (category B retirement pension: general), for “or 48B(2)” substitute “, 48B(2) or 48BB(5)”.
- 8 (1) Section 60 (complete or partial failure to satisfy contribution conditions) is amended as follows.
- (2) In subsection (1), after paragraph (a) insert—
- “(aa) a widowed parent’s allowance,
 (ab) a bereavement allowance”.
- (3) In subsection (3)—
- (a) for paragraph (a) substitute—
- “(a) a bereavement payment;”; and
- (b) after paragraph (b) insert—
- “(ba) a widowed parent’s allowance;
 (bb) a bereavement allowance;”; and
- (c) in paragraph (d), after “48B” insert “or 48BB”.
- 9 In section 61(1) (exclusion of increase of benefit for failure to satisfy contribution condition), after “widowed mother’s allowance” insert “or widowed parent’s allowance”.
- 10 In section 61A(3) (contributions paid in error)—
- (a) at the end of paragraph (b) insert “(payable by virtue of section 48B or 48BB above)”; and
- (b) after “widow’s pension,” insert—
- “(ca) widowed parent’s allowance,”.
- 11 In section 80(5) (beneficiary’s dependent children)—
- (a) for “payable by virtue of subsection (1)(a) of section 37” substitute “or a widowed parent’s allowance payable by virtue of section 37(1)(a) or (as the case may be) section 39A(2)(a)”; and
- (b) for “subsection (2)(a), (b) or (c) of that section” substitute “section 37(2)(a), (b) or (c) or (as the case may be) section 39A(3)(a), (b) or (c)”.
- 12 In section 150 (interpretation of provisions relating to Christmas bonus), in subsection (1)(c), after “allowance” insert “, widowed parent’s allowance”.
- 13 (1) Schedule 3 (contribution conditions for entitlement to benefit) is amended as follows.
- (2) In paragraph 4(1) (contribution condition for widow’s payment) and in the cross-heading preceding paragraph 4, for “widow’s payment” and “Widow’s payment” substitute “bereavement payment” and “Bereavement payment” respectively.
- (3) In paragraph 5(1) (contribution conditions for widowed mother’s allowance, widow’s pension etc.), after “allowance,” insert “ a widowed parent’s allowance, a bereavement allowance;”; and in the cross-heading preceding paragraph 5, after “allowance” insert “, widowed parent’s allowance, bereavement allowance”.
- (4) In paragraph 7(1) and (3) (satisfaction of conditions in early years of contribution), for “widow’s payment” substitute “bereavement payment”.

Status: This is the original version (as it was originally enacted).

(5) In paragraph 9 (satisfaction of condition where condition for short-term benefit satisfied)—

- (a) for “a woman claims a widow’s payment” substitute “a claim is made for a bereavement payment”; and
- (b) for “widow’s payment” (in the second place where it occurs) substitute “bereavement payment”.

14 In Part IV of Schedule 4 (increases for dependants), after the entry relating to widowed mother’s allowance insert—

“4A. Widowed parent’s allowance	11.35	—.”
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