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## SCHEDULES

### SCHEDULE 10

Section 116.

#### REPEALS

#### PART 1

#### PENSION SCHEME MEMBERSHIP FOR JOBHOLDERS

| Short Title   | Extent of repeal  |
|---|---|
| <a href="#">The Welfare Reform and Pensions (Northern Ireland) Order 1999 (NI 11)</a> | <p>In Article 5–</p> <ul style="list-style-type: none"> <li>(a) paragraphs (2) to (4);</li> <li>(b) in paragraph (5), “fourth” and the words from “of his” to “qualifying scheme”;</li> <li>(c) paragraph (6);</li> <li>(d) paragraph (8)(a)(ii) and (iii);</li> <li>(e) in paragraph (9), the definitions of “qualifying scheme” and “relevant employees”.</li> </ul> <p>Article 8(1), (2) and (4).</p> <p>In Article 9(1), the definition of “designated scheme”.</p> |
| <a href="#">The Pensions (Northern Ireland) Order 2005 (NI 1)</a>                     | In Article 75(1)(a) at the end of head (iii), the word “or”.  |
| <a href="#">The Pensions Act (Northern Ireland) 2008 (c. 1)</a>                       | Section 16.   |

#### PART 2

#### SAFEGUARDED RIGHTS

| Short Title   | Extent of repeal  |
|---|---|
| <a href="#">The Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7)</a> | In Schedule 4B, in paragraph 12, the definition of “assumed surplus”. |

| Short Title   | Extent of repeal  |
|---|---|
| The Pension Schemes (Northern Ireland) Act 1993 (c. 49)               | <p>In section 46(1)–</p> <ul style="list-style-type: none"> <li>(a) paragraph (a)(iii);</li> <li>(b) in paragraph (b), the words “, or safeguarded,”.</li> </ul> <p>In section 48–</p> <ul style="list-style-type: none"> <li>(a) subsection (2A)(c);</li> <li>(b) in subsection (3)(b), the words “, or safeguarded,” (in both places).</li> </ul> <p>Part 3A.</p> <p>In section 176(1), the definition of “safeguarded rights”.</p>   |
| The Welfare Reform and Pensions (Northern Ireland) Order 1999 (NI 11) | <p>Article 33.</p> <p>In Article 37–</p> <ul style="list-style-type: none"> <li>(a) paragraph (2)(b) and the word “and” preceding it;</li> <li>(b) in paragraph (3), in the definition of “relevant pension credit”, the words “or, as the case may be, the safeguarded rights”;</li> <li>(c) in that paragraph, the definition of “safeguarded rights”.</li> </ul> <p>In Schedule 5, paragraph 7(2) and (6).</p> <p>In Schedule 9–</p> <ul style="list-style-type: none"> <li>(a) paragraphs 18 and 19;</li> <li>(b) paragraph 30(b).</li> </ul> |
| The Proceeds of Crime Act 2002 (c. 29)                                | In Schedule 11, paragraph 23(5).  |
| The Pensions Act (Northern Ireland) 2008 (c. 1)                       | <p>In Schedule 4–</p> <ul style="list-style-type: none"> <li>(a) paragraph 27;</li> <li>(b) paragraph 39.</li> </ul>  |

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## PART 3

### CONTRACTING-OUT: ABOLITION OF ALL PROTECTED RIGHTS

| Short Title   | Extent of repeal  |
|---|---|
| The Pension Schemes (Northern Ireland) Act 1993 (c. 49)   | Section 6.<br>Sections 21A to 23A.<br>Section 26.<br>Sections 28 and 28A.<br>Section 29A. |
| The Pensions (Northern Ireland) Order 1995 (NI 22)  | In Schedule 3, paragraph 18.  |
| The Welfare Reform and Pensions (Northern Ireland) Order 1999 (NI 11)                                       | Article 29(2).  |
| The Social Security Contributions (Transfer of Functions, etc.) (Northern Ireland) Order 1999 (SI 1999/671) | In Schedule 1, paragraphs 39, 45 and 47.  |
| The Proceeds of Crime Act 2002 (c. 29)  | In Schedule 11, paragraph 23(2).  |
| The Pensions Act (Northern Ireland) 2008 (c. 1)   | In Schedule 4, paragraphs 5, 8 to 10 and 12 to 14.  |

These repeals have effect in accordance with section 85.

## PART 4

### PENSION COMPENSATION

| Short Title  | Extent of repeal   |
|--|--|
| The Matrimonial Causes (Northern Ireland) Order 1978 (NI 15) | In Article 27E(9), the definition of “PPF compensation”.<br>In Article 33(2)(dd), at the end of head (i), the word “or”.         |
| The Civil Partnership Act 2004 (c. 33)                       | In Schedule 15—<br>(a) at the end of paragraph 15(a)(ii), the word “or”;<br>(b) at the end of paragraph 16(1)(b), the word “or”; |

| Short Title | Extent of repeal  |
|-------------|---|
|             | (c) at the end of paragraph 18(1)(b), the word “or”;          |
|             | (d) paragraph 25(3);  |
|             | (e) at the end of paragraph 45(1)(f)(i), the word “or”.       |
|             | In Schedule 17, in paragraph 10(9)(c), the words “Part 6 of”. |

## PART 5

### MISCELLANEOUS

| Short Title   | Extent of repeal   |
|---|--|
| The Social Security Pensions (Northern Ireland) Order 1975 (NI 15)  | In Article 69(5ZA) the words from “but this paragraph” to the end.   |
| The Pensions (Northern Ireland) Order 1995 (NI 22)  | In Article 7(3), at the end of subparagraph (b), the word “or”.<br><br>In Article 54(3), the definition of “revaluation percentage”. |
| The Tax Credits Act 2002 (c. 21)  | In Schedule 3, paragraph 41.   |
| The Pensions (Northern Ireland) Order 2005 (NI 1)   | In Article 34(5)(a)(ii), the words “otherwise than in good faith;”.<br><br>Article 294.  |
| The repeal in Article 34(5)(a)(ii) of the 2005 Order has effect in accordance with paragraph 15(1) of Schedule 8. |  |

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## PART 6

### ADDITIONAL PENSIONS

| Short Title   | Extent of repeal  |
|---|---|
| <p>The Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7)</p>  | <p>Section 44B(7)(a).<br/>           Section 121(7) and (8).<br/>           In section 172(2)(c), “121(8)”.</p> <p>In Schedule 1, in paragraph 1(3)–</p> <ul style="list-style-type: none"> <li>(a) paragraph (ba),</li> <li>(b) in paragraph (c), the words “if some of the aggregated earnings are attributable to COSRS service,” and</li> <li>(c) in paragraph (ca), the words “if paragraph (c) applies,” and “, when added to the APPS earnings or the part attributable to COMPS service (or both),”.</li> </ul> <p>In Schedule 4A–</p> <ul style="list-style-type: none"> <li>(a) in paragraph 2, in sub-paragraph (4A) in table 2A the words “but not exceeding AUEL”, and sub-paragraph (6)(d),</li> <li>(b) in paragraph 5(4A), in table 4A the words “but not exceeding AUEL”,</li> <li>(c) in paragraph 7(4A), in table 6A the words “but not exceeding AUEL”, and</li> <li>(d) paragraph 8(4)(d).</li> </ul> <p>In Schedule 4B–</p> |
| <p>1. The repeals of—</p> <ul style="list-style-type: none"> <li>a. section 37(1ZA) of the Pension Schemes Act,</li> <li>b. The definition of “the flat rate introduction year” in section 176(1) of that Act, and</li> <li>c. paragraph 34 of Schedule 1 to the Pensions Act (Northern Ireland) 2008 (c. 1).</li> </ul> <p>have effect in relation to 2009–10 and subsequent tax years.</p> <p>2. The repeals of—</p> <ul style="list-style-type: none"> <li>1. paragraph 2(6) of Schedule 3 to the Pension Schemes Act, and</li> <li>2. paragraph 36 of Schedule 1 to the Pensions Act (Northern Ireland) 2008,</li> </ul> <p>have effect in relation to payments made in a tax week falling in 2009–10 or any subsequent tax year.</p> |   |

| Short Title   | Extent of repeal  |
|---|---|
|   | <ul style="list-style-type: none"> <li>(a) in paragraph 5(a), the words “but which does not exceed the UAP”,</li> <li>(b) in paragraph 9(2)(a), the words “but which does not exceed the UAP”,</li> <li>(c) in paragraph 10(1)(a), the words “but which does not exceed the UAP”, and</li> <li>(d) in paragraph 12, the definition of “the UAP”.</li> </ul> |
| The Pension Schemes (Northern Ireland) Act 1993 (c. 49)   | <p>Section 37(1ZA).</p> <p>In section 176(1), the definition of “the flat rate introduction year”.</p> <p>In Schedule 3, paragraph 2(6).</p>  |
| The Pensions Act (Northern Ireland) 2008 (c. 1)   | <p>Section 8(2)(c) and (5).</p> <p>Section 10(3).</p> <p>In Schedule 1, paragraphs 32(a), 34 and 36.</p> <p>In Schedule 2, paragraph 4(2).</p>  |
| 1. The repeals of—  |   |
| a. section 37(1ZA) of the Pension Schemes Act,  |   |
| b. The definition of “the flat rate introduction year” in section 176(1) of that Act, and             |   |
| c. paragraph 34 of Schedule 1 to the Pensions Act (Northern Ireland) 2008 (c. 1).                     |   |
| have effect in relation to 2009–10 and subsequent tax years.  |   |
| 2. The repeals of—  |   |
| 1. paragraph 2(6) of Schedule 3 to the Pension Schemes Act, and                                       |   |
| 2. paragraph 36 of Schedule 1 to the Pensions Act (Northern Ireland) 2008,                            |   |
| have effect in relation to payments made in a tax week falling in 2009–10 or any subsequent tax year. |   |