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*Changes to legislation: Pensions Act (Northern Ireland) 2015, Paragraph 2 is up to date with all changes known to be in force on or before 05 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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## SCHEDULES

### SCHEDULE 3

#### SURVIVOR'S PENSION UNDER SECTION 7: INHERITED AMOUNT

*Dead spouse or civil partner in old state pension system etc.*

2.—(1) A pensioner whose spouse or civil partner has died is entitled to an inherited amount under this paragraph if—

- (a) the marriage took place or the civil partnership was formed before 6 April 2016,
- (b) the spouse or civil partner died before 6 April 2016,
- (c) the pensioner was under pensionable age when the spouse or civil partner died, and
- (d) the pensioner would, on reaching pensionable age, have been entitled to a Category B retirement pension under section 48B(4) or (4A) or 48BB of the Contributions and Benefits Act if the words “before 6 April 2016” were omitted.

(2) The inherited amount is equal to the weekly rate at which that Category B retirement pension would have been payable on the day on which the pensioner reached pensionable age if any element of the rate attributable to the basic pension were ignored.

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#### Commencement Information

**II** Sch. 3 para. 2 in operation at 6.4.2016, see s. 53(1)(3)

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- specified provision(s) transitional provisions for effects of commencing S.I. 2017/297, art. 2 by [S.R. 2017/58](#) Order