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STATUTORY INSTRUMENTS

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**1995 No. 3213**

**The Pensions (Northern Ireland) Order 1995**

**PART II**

**OCCUPATIONAL PENSIONS**

*Decisions of Compensation Board*

**Review of Compensation Board's decisions**

**78.**—(1) Subject to paragraphs (2) to (4), any determination by the Compensation Board of a question which it is within their functions to determine shall be final.

(2) The Compensation Board may on the application of a person appearing to them to be interested—

- (a) at any time review any such determination of theirs as is mentioned in paragraph (1) (including a determination given by them on a previous review), if they are satisfied that there has been a relevant change of circumstances since the determination was made, or that the determination was made in ignorance of a material fact or based on a mistake as to a material fact or was erroneous in point of law, and
- (b) at any time within a period of three months from the date of the determination, or within such longer period as they may allow in any particular case, review such a determination on any ground.

(3) The Compensation Board's powers on a review under this Article include power—

- (a) to vary or revoke any determination previously made,
  - (b) to substitute a different determination, and
  - (c) generally to deal with the matters arising on the review as if they had arisen on the original determination;
- and also include power to make savings and transitional provisions.

(4) Nothing in section 80(4) of the Pensions Act 1995<sup>(1)</sup> shall be taken to prevent a review under this Article being entered upon by the Compensation Board without an application being made.