

1989 No. 427

SOCIAL SECURITY**The Social Security (Isle of Man) (No. 2) Order
(Northern Ireland) 1989***Made* 1st November 1989*Coming into operation* 2nd November 1989

In exercise of the powers conferred on me by section 134 of the Social Security (Northern Ireland) Act 1975(a) and Article 18A of the Social Security (Northern Ireland) Order 1986(b) and of all other powers enabling me in that behalf, I hereby make the following order:

Citation, commencement and interpretation

1.—(1) This order may be cited as the Social Security (Isle of Man) (No. 2) Order (Northern Ireland) 1989 and shall come into operation on 2nd November 1989.

(2) In this order—

“the principal order” means the Social Security (Isle of Man) Order (Northern Ireland) 1977(c);

“the Principal Agreement” means the Agreement set out in Schedule 1 to the principal order.

Modification of the Social Security (Northern Ireland) Act 1975 and the Social Security (Northern Ireland) Order 1986 and variation of the principal order

2. The Social Security (Northern Ireland) Act 1975 and the Social Security (Northern Ireland) Order 1986 shall be modified and the principal order shall be varied so as to give effect to the Principal Agreement as amended by the Agreement which is set out in the Schedule to this order, so far as the same relate to Northern Ireland.

Dated this 1st day of November 1989.

P. L. Brooke

One of Her Majesty's Principal
Secretaries of State

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- (a) 1975 c. 15; section 134 was amended by section 20(3) of, and extended by section 20(4) of, the Social Security (Miscellaneous Provisions) Act 1977 (c.5), and further amended by Article 7(1) of the Social Security (Northern Ireland) Order 1981 (S.I. 1981/1118 (N.I. 25)) and Article 66(2) of the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))
- (b) S.I. 1986/1888 (N.I. 18); Article 18A was inserted by paragraph 15 of Schedule 6 to the Social Security (Northern Ireland) Order 1989 (S.I. 1989/1342 (N.I. 13))
- (c) S.R. 1977 No. 378, amended by S.R. 1989 No. 137

SCHEDULE

No. 1

**The Secretary of State for Social Security to the Lieutenant-Governor
of the Isle of Man**

19th October 1989

Sir,

I have the honour to refer to the Agreement on Social Security between the Secretary of State for Social Services and the Department of Health and Social Services for Northern Ireland, of the first part, and the Lieutenant-Governor of the Isle of Man with the advice and consent of the Isle of Man Board of Social Security, of the second part, which entered into force on 1st January 1978 (which in this letter is referred to as "the Principal Agreement") and to recent discussions between the Department of Social Security and the Department of Health and Social Security of the Isle of Man, concerning the need to amend the Agreement so as to make provisions on personal pension schemes.

I now have the honour with the concurrence of the Department of Health and Social Services for Northern Ireland, to propose the following amendment to the Principal Agreement:

After Article 3 there shall be inserted:—

“3A. Either Party may:—

- (a) pay minimum contributions to the trustees or managers of a personal pension scheme treated under the Acts as an appropriate scheme and in respect of which an appropriate scheme certificate is in issue; and
- (b) make incentive payments to an occupational pension scheme which is a contracted-out scheme under the Acts and has become so with effect from any date after 31st December 1985 up to and including 5th April 1993, not having been contracted-out previously within that period.”.

If the foregoing proposal is acceptable to you, I have the honour to propose that this letter and your reply to that effect shall constitute an Agreement between us which shall enter into force on 31st October 1989.

Gillian Shephard

for the Secretary of State
for Social Security

The Lieutenant-Governor to the Secretary of State for Social Security

23rd October 1989

Sir,

I refer to your letter of 19th October 1989 which reads as follows:

[This letter here sets out the text of No. 1]

With the advice and consent of the Department of Health and Social Security of the Isle of Man, I have the honour to confirm that the foregoing proposals are acceptable to the Government of the Isle of Man, and agree that your letter and this reply shall constitute an Agreement between us which shall enter into force on the 31st October 1989.

L. A. W. New

Lieutenant-Governor

The Department of Health and Social Security consents to the foregoing Agreement.

J. A. Brown

Minister for Health and Social Security

EXPLANATORY NOTE*(This note is not part of the Order.)*

This order makes provision for modification of social security legislation so as to give effect in Northern Ireland to the Agreement contained in an exchange of Letters (set out in the Schedule) between the Secretary of State for Social Security with the concurrence of the Department of Health and Social Services for Northern Ireland of the one part and the Lieutenant-Governor of the Isle of Man with the advice and consent of the Minister for Health and Social Security of the other part. The Agreement amends the Principal Agreement set out in the Schedule to the Social Security (Isle of Man) Order (Northern Ireland) 1977 so as to permit each party to the Agreement to pay minimum contributions to personal pension schemes in the territory of the other party and likewise to make payments to occupational pension schemes in the territory of the other party.