
STATUTORY RULES OF NORTHERN IRELAND

1996 No. 307 (C. 18)

PENSIONS

**The Pensions (1995 Order) (Commencement
No. 4) Order (Northern Ireland) 1996**

Made - - - - 22nd July 1996

The Department of Health and Social services, in exercise of the powers conferred on it by article 1(2) of the Pensions (Northern Ireland) Order 1995⁽¹⁾ and of all other powers enabling it in that behalf, hereby make the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Pensions (1995 Order) (Commencement No. 4) Order (Northern Ireland) 1996.

(2) In this Order, “the Order” means the Pensions (Northern Ireland) Order 1995.

Appointed days

2. The day appointed for the coming into operation of—

- (a) the provisions of the Order specified in Part I of the Schedule, for the purpose only of authorising the making of regulations, is 23rd July 1996;
- (b) the provisions of the Order specified in Part II of the Schedule, for the purpose of authorising the making of rules, is 23rd July 1996.
- (c) Article 113 is 23rd July 1996;
- (d) the provisions of the Order specified in Part III of the Schedule is 1st August 1996.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Sealed with the Official Seal of the Department of Health and Social Services on

L.S.

22nd July 1996.

W. G. Purdy
Assistant Secretary

SCHEDULE

PART I

PROVISIONS COMING INTO OPERATION ON 23RD JULY 1996 FOR THE PURPOSE ONLY OF AUTHORISING THE MAKING OF REGULATIONS

<i>Provisions of the Order</i>	<i>Subject Matter</i>
Article 10(1)	Period for paying penalties
Article 23	Requirement for independent trustee
Article 79(1)(c), (2) and (3)(f)(i)	Cases where compensation provisions apply
Article 80(1), (3) and (4)	Applications for payments
81(2) and (3)(a)	Amount of compensation
Article 82(1)(b), (2) and (3)	Payments made in anticipation
Article 84	Modification of compensation provisions
Article 94(2) and (5)	Review of decisions
Article 151 in so far as not already in operation for the purpose of making regulations	Penalties for breach of regulations under the Pension Schemes Act
Article 153(2)	Jurisdiction of the Pensions Ombudsman
Article 156	Interest on late payment of benefit
Paragraph 29 of Schedule 3 and Article 147 in so far as it relates to that paragraph	Investment and resources of schemes

PART II

PROVISIONS COMING INTO OPERATION ON 23RD JULY 1996 FOR THE PURPOSE ONLY OF AUTHORISING THE MAKING OF RULES

<i>Provisions of the Order</i>	<i>Subject Matter</i>
Article 154	Allowances payable by the Pensions Ombudsman

PART III

PROVISIONS COMING INTO OPERATION ON 1ST AUGUST 1996

<i>Provisions of the Order</i>	<i>Subject Matter</i>
Article 83(1)	Surplus funds held by Pensions Compensation Board

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EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for the coming into operation of further provisions of the Pensions (Northern Ireland) Order 1995 on the following dates—

23rd July 1996 for—

the purpose only of authorising the making of regulations under provisions relating to time limits for paying civil penalties, the requirement for an independent trustee, the Pensions Compensation Board, the review of decisions of the Occupational Pensions Regulatory Authority and the jurisdiction of the Pensions Ombudsman;

provisions relating to a breach of regulations;

the purpose only of authorising the making of rules relating to the powers of the Pensions Ombudsman as regards the payment of allowances;

1st August 1996 for—

provisions relating to the establishment of the Pensions Compensation Board.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Pensions (Northern Ireland) Order 1995 were brought into operation by the Pensions (1995 Order) (Commencement No. 1) Order (Northern Ireland) 1995 ([S.R. 1995 No. 477 \(C. 11\)](#)), the Pensions (1995 Order) (Commencement No. 2) Order (Northern Ireland) 1996 ([S.R. 1996 No. 91 \(C. 4\)](#)) and the Pensions (1995 Order) (Commencement No. 3) Order (Northern Ireland) 1996 ([S.R. 1996 No. 284 \(C. 14\)](#)) as from the dates shown.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 10 (partially)	6.4.96	1996 No. 91 (C. 4) .
Articles 16 to 21 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 27 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 32 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 33 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 35 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 37 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 38 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 39	1.1.96	1995 No. 477 (C. 11)
Article 40 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 41 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 47 (partially)	6.4.96	1996 No. 91 (C. 4)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 49 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 50 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 51 (partially)	6.4.96	1996 No. 91 (C. 4)
Articles 56 to 61 (partially)	6.4.96	1996 No. 91 (C. 4)
Articles 62 to 66 (partially)	19.12.95	1995 No. 477 (C. 11)
	1.1.96	1995 No. 477 (C. 11)
Article 67 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 68 (partially)	6.4.96	1996 No. 91 (C. 4)
(partially)	6.10.96	1996 No. 91 (C. 4)
Article 69 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 73 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 74 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 75 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 76 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 77 (partially)	6.4.96	1996 No. 91 (C. 4)
Articles 85 to 87 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 88	19.12.95	1995 No. 477 (C. I 1)
Articles 89 to 93 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 114 (partially)	19.12.95	1995 No. 477 (C. I 1)
(partially)	1.1.96	1995 No. 477 (C. I 1)
(partially)	6.10.96	1996 No. 91 (C. 4)
Article 115 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 116	6.4.96	1996 No. 91 (C. 4)
Article 117 (partially)	19.12.95	1995 No. 477 (C. 11)
(partially)	1.1.96	1995 No. 477 (C. 11)
	6.4.96	1996 No. 91 (C. 4)
Article 118 (partially)	19.12.95	1995 No. 477 (C. 11)
(partially)	1.1.96	1995 No. 477 (C. 11)
	6.4.96	1996 No. 91 (C. 4)
Article 119, Sch. 1	1.1.96	1995 No. 477 (C. 11)
(partially)	6.4.96	1996 No. 91 (C. 4)
Article 120 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 121 (partially)	19.12.95	1995 No. 477 (C. 11)
(partially)	1.1.96	1995 No. 477 (C. 11)

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
	6.4.96	1996 No. 91 (C. 4)
Article 122 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 133 (partially)	6.4.96	1996 No. 91 (C. 4)
	6.4.97	1996 No. 91 (C. 4)
Article 134 (partially)	14.3.96	1996 No. 91 (C. 4)
(partially)	6.4.96	1996 No. 91 (C. 4)
Article 135 (partially)	14.3.96	1996 No. 91 (C. 4)
Article 136 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 137 (partially)	14.3.96	1996 No. 91 (C. 4)
(partially)	6.4.96	1996 No. 91 (C. 4)
Article 138 (partially)	6.4.96	1996 No. 91 (C. 4)
Articles 139 to 141 (partially)	14.3.96	1996 No. 91 (C. 4)
	6.4.96	1996 No. 91 (C. 4)
Article 143 (partially)	14.3.96	1996 No. 91 (C. 4)
	6.4.96	1996 No. 91 (C. 4)
Article 145	6.4.96	1996 No. 91 (C. 4)
Article 146 (partially)	1.6.96	1996 No. 91 (C. 4)
Article 147, Sch. 3 (partially)	6.4.96	1996 No. 91 (C. 4)
Articles 148 to 150 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 151 (partially)	6.4.96	1996 No. 91 (C. 4)
Article 152	19.12.95	1995 No. 477 (C. 11)
Article 162 (partially)	17.7.96	1996 No. 284 (C. 14)
Article 162	1.8.96	1996 No. 284 (C. 14)
Article 164	19.12.95	1995 No. 477 (C. 11)
Article 165, Sch. 4 (partially)	19.12.95	1995 No. 477 (C. 11).
(partially)	6.4.96	1996 No. 91 (C. 4)
Article 166 (partially)	19.12.95	1995 No. 477 (C. 11)
(partially)	1.1.96	1995 No. 477 (C. 11)
	6.4.96	1996 No. 91 (C. 4)
Article 167 (partially)	19.12.95	1995 No. 477 (C. 11)
(partially)	1.1.96	1995 No. 477 (C. 11)
	6.4.96	1996 No. 91 (C. 4)
Article 168, Sch. 5 (partially)	19.12.95	1995 No. 477 (C. 11)
(partially)	1.1.96	1995 No. 477 (C. 11)

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
(partially)	6.4.96	1996 No. 91 (C. 4)
(partially)	1.8.96	1996 No. 284 (C. 14)