

2015 No. 331

SOCIAL SECURITY

The State Pension Credit (Amendment) Regulations (Northern Ireland) 2015

Made - - - - *15th September 2015*

Coming into operation - *6th April 2016*

The Department for Social Development makes the following Regulations in exercise of the powers conferred by sections 3ZA, 9(5) and 19(1) to (3) of the State Pension Credit Act (Northern Ireland) 2002(a) and section 27(3) of the Pensions Act (Northern Ireland) 2015(b).

Citation and commencement

1. These Regulations may be cited as the State Pension Credit (Amendment) Regulations (Northern Ireland) 2015 and shall come into operation on 6th April 2016.

Amendment of the State Pension Credit Regulations

2.—(1) The State Pension Credit Regulations (Northern Ireland) 2003(c) are amended in accordance with paragraphs (2) to (4).

(2) After regulation 7 (savings credit) insert—

“Limitation of savings credit for certain mixed-age couples

7A. A person who is a member of a mixed-age couple, is not entitled to a savings credit unless one of the members of the couple—

- (a) has been awarded a savings credit with effect from a day before 6th April 2016 and was entitled to a savings credit immediately before 6th April 2016, and
- (b) remained entitled to a savings credit at all times since the beginning of 6th April 2016.”.

(3) In regulation 12 (end of assessed income period)—

- (a) omit “at such time as”;
- (b) at the start of sub-paragraphs (a), (b) and (c)(d) insert “at such time as”;
- (c) in sub-paragraph (c) for “temporary basis.” substitute “temporary basis;”; and
- (d) after sub-paragraph (c) add—

(a) 2002 c. 14 (N.I.); section 3ZA was inserted by paragraph 74 of Schedule 12 to the Pensions Act (Northern Ireland) 2015 (c. 5 (N.I.))

(b) 2015 c. 5 (N.I.)

(c) S.R. 2003 No. 28; relevant amending Regulation is S.R. 2005 No. 458

(d) Sub-paragraph (c) was amended by regulation 12 and paragraph 3 of Schedule 4 to S.R. 2005 No. 458

“(d) if, apart from this sub-paragraph, it would have ended on a date falling within the period specified in column 1 of the table in Schedule 3A, on the corresponding date shown against that period in column 2 of that table.”.

(4) After Schedule 3 (special groups) insert —

“SCHEDULE 3A

Regulation 12

Date on which certain fixed length assessed income periods end

Table

| <i>Column 1</i> | <i>Column 2</i> |
|---|---|
| <i>Period in which the assessed income period would end apart from regulation 12(d)</i> | <i>Date on which assessed income period is to end</i> |
| 1st April 2019 to 14th April 2019 | 14th July 2016 |
| 15th April 2019 to 30th April 2019 | 28th July 2016 |
| 1st May 2019 to 14th May 2019 | 14th August 2016 |
| 15th May 2019 to 31st May 2019 | 28th August 2016 |
| 1st June 2019 to 14th June 2019 | 14th October 2016 |
| 15th June 2019 to 30th June 2019 | 28th October 2016 |
| 1st July 2019 to 14th July 2019 | 14th November 2016 |
| 15th July 2019 to 31st July 2019 | 28th November 2016 |
| 1st August 2019 to 14th August 2019 | 14th December 2016 |
| 15th August 2019 to 31st August 2019 | 28th December 2016 |
| 1st September 2019 to 14th September 2019 | 14th February 2017 |
| 15th September 2019 to 30th September 2019 | 28th February 2017 |
| 1st October 2019 to 14th October 2019 | 14th March 2017 |
| 15th October 2019 to 31st October 2019 | 28th March 2017 |
| 1st November 2019 to 14th November 2019 | 14th April 2017 |
| 15th November 2019 to 30th November 2019 | 28th April 2017 |
| 1st December 2019 to 14th December 2019 | 14th June 2017 |
| 15th December 2019 to 31st December 2019 | 28th June 2017 |
| 1st January 2020 to 14th January 2020 | 14th July 2017 |
| 15th January 2020 to 31st January 2020 | 28th July 2017 |
| 1st February 2020 to 14th February 2020 | 14th September 2017 |
| 15th February 2020 to 29th February 2020 | 28th September 2017 |
| 1st March 2020 to 14th March 2020 | 14th October 2017 |
| 15th March 2020 to 31st March 2020 | 28th October 2017 |
| 1st April 2020 to 14th April 2020 | 14th December 2017 |
| 15th April 2020 to 30th April 2020 | 28th December 2017 |
| 1st May 2020 to 14th May 2020 | 14th January 2018 |
| 15th May 2020 to 31st May 2020 | 28th January 2018 |
| 1st June 2020 to 14th June 2020 | 14th March 2018 |
| 15th June 2020 to 30th June 2020 | 28th March 2018 |
| 1st July 2020 to 14th July 2020 | 14th April 2018 |
| 15th July 2020 to 31st July 2020 | 28th April 2018 |
| 1st August 2020 to 14th August 2020 | 14th June 2018 |
| 15th August 2020 to 31st August 2020 | 28th June 2018 |
| 1st September 2020 to 14th September 2020 | 14th July 2018 |
| 15th September 2020 to 30th September 2020 | 28th July 2018 |
| 1st October 2020 to 14th October 2020 | 14th August 2018 |
| 15th October 2020 to 31st October 2020 | 28th August 2018 |

| | |
|--|--------------------|
| 1st November 2020 to 14th November 2020 | 14th October 2018 |
| 15th November 2020 to 30th November 2020 | 28th October 2018 |
| 1st December 2020 to 14th December 2020 | 14th November 2018 |
| 15th December 2020 to 31st December 2020 | 28th November 2018 |
| 1st January 2021 to 14th January 2021 | 14th January 2019 |
| 15th January 2021 to 31st January 2021 | 28th January 2019 |
| 1st February 2021 to 14th February 2021 | 14th February 2019 |
| 15th February 2021 to 28th February 2021 | 28th February 2019 |
| 1st March 2021 to 14th March 2021 | 14th March 2019 |
| 15th March 2021 to 5th April 2021 | 28th March 2019” |

Sealed with the Official Seal of the Department for Social Development on 15th September 2015

(L.S.)

Ian Snowdon
A senior officer of the Department for Social Development

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the State Pension Credit Regulations (Northern Ireland) 2003 (“the 2003 Regulations”) so as to limit savings credit for certain mixed-age couples and to bring forward the date on which certain assessed income periods end.

Under section 3 of the State Pension Credit Act (Northern Ireland) 2002 the savings credit element of state pension credit is only payable to those who have reached pensionable age before 6th April 2016. A person may still qualify if they are a member of a mixed-age couple where the other member reached pensionable age before that date.

Regulation 2(2) inserts new regulation 7A into the 2003 Regulations so that in the case of a person who is a member of a mixed-age couple, entitlement is restricted to where one of the members of the couple was entitled to a savings credit before 6th April 2016 and has remained entitled to it at all times since that date.

Regulation 2(3) amends regulation 12 of the 2003 Regulations to provide that certain assessed income periods will end on the dates set out in column 2 of new Schedule 3A to the 2003 Regulations; that Schedule is inserted by regulation 2(4) of these Regulations.

These Regulations make in relation to Northern Ireland only provision corresponding to provision contained in Regulations made by the Secretary of State for Work and Pensions in relation to Great Britain and accordingly, by virtue of section 149(3) of, and paragraph 10 of Schedule 5 to, the Social Security Administration (Northern Ireland) Act 1992 (c. 8), are not subject to the requirement of section 149(2) of that Act for prior reference to the Social Security Advisory Committee.

© Crown copyright 2015

Printed in the UK by The Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty’s Stationery Office being the Government Printer for Northern Ireland and the Officer appointed to print Acts of the Northern Ireland Assembly.

£4.25

N6767 09/2015 456767T 19585

ISBN 978-0-337-99865-2



9 780337 998652