



Pensions Act 2007

2007 CHAPTER 22

PART 1

STATE PENSION

Abolition of adult dependency increases

4 Category A and C retirement pensions: abolition of adult dependency increases

- (1) The following provisions of the SSCBA are to cease to have effect on 6th April 2010—
 - (a) section 83 (pension increase: wife),
 - (b) section 84 (pension increase: husband), and
 - (c) section 85 (pension increase: person with care of children or qualifying young persons).
- (2) Paragraph 2 of Part 2 of Schedule 4 to the Pensions Act 1995 (c. 26) (which replaces sections 83 and 84 of the SSCBA with a new section 83A equalising pension increases for dependent spouses and civil partners with effect from 6th April 2010) is omitted.
- (3) Part 4 of Schedule 1 contains consequential amendments.
- (4) The amendments made by that Part of that Schedule have effect as from 6th April 2010.
- (5) Nothing in—
 - (a) the repeals in subsection (1),
 - (b) the amendments in Part 4 of Schedule 1, or
 - (c) the repeals in Part 2 of Schedule 7,applies in relation to a qualifying person at any time falling on or after 6th April 2010 but before the appropriate date.
- (6) In subsection (5) a “qualifying person” means a person who—
 - (a) has, before 6th April 2010, made a claim for a relevant increase in accordance with section 1 of the Administration Act; and

Status: This is the original version (as it was originally enacted).

- (b) immediately before that date is either—
 - (i) entitled to the increase claimed, or
 - (ii) a beneficiary to whom section 92 of the SSCBA (continuation of awards where fluctuating earnings) applies in respect of that increase.
- (7) In subsection (5) “the appropriate date” means the earlier (or earliest) of—
 - (a) 6th April 2020;
 - (b) the date when the qualifying person ceases to be either entitled to the relevant increase or a beneficiary to whom section 92 of the SSCBA applies in respect of it;
 - (c) where the relevant increase is payable to the qualifying person under section 83 of that Act, the date on which his wife attains pensionable age.
- (8) In this section “relevant increase” means an increase in a Category A or Category C retirement pension under section 83, 84 or 85 of the SSCBA.