



Pensions Act 2008

2008 CHAPTER 30

PART 2

SIMPLIFICATION ETC

State pensions etc

105 State pension credit: extension of assessed income period for those aged 75 or over

- (1) Section 9 of the State Pension Credit Act 2002 (c. 16) (duration of assessed income period) is amended as set out in subsections (2) to (4).
- (2) For subsection (1) substitute—
 - “(1) An assessed income period shall (subject to the following subsections) be—
 - (a) in the case of a claimant who is under the age of 75 on the day on which the relevant decision takes effect, the period of 5 years beginning with that day;
 - (b) in the case of a claimant who is aged 75 or over on that day, an indefinite period beginning with that day.”
- (3) In paragraph (b) of subsection (2), for the words from “may” to “years” substitute “shall specify a period that is shorter than 5 years”.
- (4) After subsection (5) insert—
 - “(6) Where—
 - (a) an assessed income period is brought to an end by the expiry of a period of 5 years or more, and
 - (b) the claimant is aged 80 or over at that time,the assessed income period shall be treated as not ending at that time but, subject to subsection (4) and provision made under subsection (5), as continuing indefinitely.”

Status: This is the original version (as it was originally enacted).

- (5) The amendments made by subsections (2) and (3) apply only where the relevant decision (within the meaning given by section 6(5) of the State Pension Credit Act [2002 \(c. 16\)](#)) takes effect on or after 6 April 2009.
- (6) The subsection inserted by subsection (4) ceases to have effect on 6 April 2014.