
STATUTORY INSTRUMENTS

2008 No. 632

The Social Security Benefits Up-rating Order 2008

PART 2

SOCIAL SECURITY BENEFITS AND PENSIONS

Increase in rates or amount of certain benefits under the Pension Schemes Act

5.—(1) It is directed⁽¹⁾ that the sums specified in paragraph (2) shall be increased from and including the respective dates specified in article 6.

(2) Sums which are payable by virtue of section 15(1) of the Pension Schemes Act (which provides for increases in a person's guaranteed minimum pension if payment of his occupational pension is postponed after he attains pensionable age) to a person who is also entitled to a Category A or Category B retirement pension (including sums payable by virtue of section 17(2) and (3) of that Act), shall be increased by—

- (a) 3.9 per cent. where the increase under section 15(1) is attributable to earnings factors for the tax year 1987-88 and earlier tax years⁽²⁾; and
- (b) 0.9 per cent. where the increase under section 15(1) is attributable to earnings factors for the tax years 1988-89 to 1996-97 inclusive.

(1) See section 151(2) of the Administration Act.

(2) See section 151(4) of the Administration Act. Under section 151(4), where an increment under section 15(1) of the 1993 Act is increased by an order under section 109 of that Act, the increase that would otherwise fall to be made by this Order is reduced by the amount of the increase under section 109. Section 109 of the 1993 Act was amended by section 55 of the Pensions Act 1995. The Guaranteed Minimum Pensions Increase Order 2008 (S.I. 2008/581) provides for an increase of 3 per cent. where the increase under section 15(1) is attributable to the tax years 1988-89 and subsequent tax years up to and including 1996-97.