

*These notes refer to the Public Service Pensions Act (Northern Ireland) 2014 (c.2) which received Royal Assent on 11 March 2014*

# Public Service Pensions Act (Northern Ireland) 2014

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### *Final*

#### *Schedule 8: Consequential and minor amendments*

Schedule 8 contains minor and consequential amendments to primary legislation. Many of the amendments in this Schedule annotate powers to make pension or other benefit schemes, where applicable, to note that they are subject to the restrictions placed on the use of those powers by sections 18 and 19 (restrictions on benefits provided under existing schemes). They are not commented on further in these notes.

#### Lands Tribunal and Compensation Act (Northern Ireland) 1964

Paragraph 1 replaces subsection (5A) in section 2 of the Lands Tribunal and Compensation Act (Northern Ireland) 1964, so as to exclude from superannuation under subsection (5) of that section, a person to whom a pension is payable under a scheme under section 1 of this Act.

#### Pensions (Increase) Act (Northern Ireland) 1971

Paragraph 2 amends section 8 of the Pensions (Increase) Act 1971 to clarify how the uprating provisions in that Act operate on public service pensions that are either protected by the final salary link in Schedule 7 or are career average schemes to which the restrictions in sections 18(1) or 32(2) apply.

Paragraph 3 to 9 add pensions made under the Act to the list of official pensions in Schedule 2 to the Pensions (Increase) Act (Northern Ireland) 1971. The effect is to provide for the annual uprating of deferred pensions and pensions in payment under the mechanism which that Act provides.

#### Pension Schemes (Northern Ireland) Act 1993

Paragraphs 19 to 21 amend the Pension Schemes (Northern Ireland) Act 1993, in respect of schemes made under section 1, to allow a deferred pension age that is linked to state pension age (see section 10) to be greater than 65.