
Changes to legislation: Pensions Act (Northern Ireland) 2015, Cross Heading: The Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7) is up to date with all changes known to be in force on or before 31 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 16

BEREAVEMENT SUPPORT PAYMENT: AMENDMENTS

The Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7)

2 The Contributions and Benefits Act is amended as follows.

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Commencement Information

I1 Sch. 16 para. 2 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

3.—(1) Section 20 (descriptions of contributory benefits) is amended as follows.

(2) In subsection (1), for paragraph (ea) substitute—

“(ea) widowed parent’s allowance;”.

(3) In subsection (2), in the definition of “long-term benefit” omit paragraph (bb).

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Commencement Information

I2 Sch. 16 para. 3 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

4.—(1) Section 21 (contribution conditions) is amended as follows.

(2) In the table in subsection (2) omit the entries for bereavement payment and bereavement allowance.

(3) Omit subsection (4).

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Commencement Information

I3 Sch. 16 para. 4 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

5 In section 22 (earnings factors), in subsection (2), after paragraph (c) (inserted by Schedule 12) insert “and

(d) establishing entitlement to bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015.”.

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Commencement Information

I4 Sch. 16 para. 5 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

6.—(1) Section 23A (contributions credits for relevant parents and carers) is amended as follows.

(2) In subsection (1) omit paragraph (e).

(3) In subsection (6)(b) omit “or (e)”.

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Commencement Information

I5 Sch. 16 para. 6 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

7 For the italic heading above section 36 substitute “ Bereavement benefits: deaths before the day on which section 29 of the Pensions Act (Northern Ireland) 2015 comes into operation ”.

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Commencement Information

I6 Sch. 16 para. 7 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

8 Section 36 (bereavement payment) is repealed.

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Commencement Information

I7 Sch. 16 para. 8 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

9 Section 36A (cases in which sections 37 to 41 apply) is repealed.

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Commencement Information

I8 Sch. 16 para. 9 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

10.—(1) Section 37 (widowed mother's allowance) is amended as follows.

(2) Before subsection (1) insert—

“(A1) This section applies only in cases where a woman's husband has died before 9 April 2001.”.

(3) At the end of the heading insert “ : deaths before 9 April 2001 ”.

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Commencement Information

I9 Sch. 16 para. 10 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

11.—(1) Section 38 (widow's pension) is amended as follows.

(2) Before subsection (1) insert—

“(A1) This section applies only in cases where a woman's husband has died before 9 April 2001.”.

(3) At the end of the heading insert “ : deaths before 9 April 2001 ”.

Commencement Information

I10 Sch. 16 para. 11 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

12 In section 39A (widowed parent's allowance), for subsection (1) substitute—

“(1) This section applies where—

- (a) a person's spouse or civil partner has died before the day on which section 29 of the Pensions Act (Northern Ireland) 2015 comes into operation (but see subsection (1A)),
- (b) the person has not married or formed a civil partnership after the death but before that day, and
- (c) the person is under pensionable age on that day.

(1A) This section does not apply in cases where a woman's husband has died before 9 April 2001.”.

Commencement Information

I11 Sch. 16 para. 12 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

13 Section 39B (bereavement allowance where no dependent children) is repealed.

Commencement Information

I12 Sch. 16 para. 13 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

14.—(1) Section 39C (rate of widowed parent's allowance and bereavement allowance) is amended as follows.

(2) Omit subsection (2).

(3) Omit subsection (5).

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(4) In the heading omit “and bereavement allowance”.

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Commencement Information

I13 Sch. 16 para. 14 in operation at 6.4.2017 by S.R. 2017/44, **art. 2(2)** (with arts. 3, 4)

15 In section 48B (Category B retirement pension for widows and widowers), in subsection (8), for “the appointed day (as defined by section 36A(3))” substitute “9 April 2001”.

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Commencement Information

I14 Sch. 16 para. 15 in operation at 6.4.2017 by S.R. 2017/44, **art. 2(2)** (with arts. 3, 4)

16 In section 48BB (Category B retirement pension: entitlement by reference to benefits under section 39A or 39B), in subsection (3)(a)(i), after “bereavement allowance” insert “under section 39B (before that section was repealed)”.

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Commencement Information

I15 Sch. 16 para. 16 in operation at 6.4.2017 by S.R. 2017/44, **art. 2(2)** (with arts. 3, 4)

17.—(1) Section 60 (complete or partial failure to satisfy contribution condition) is amended as follows.

- (2) In subsection (1) omit paragraph (ab).
- (3) In subsection (3) omit paragraphs (a) and (bb).

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Commencement Information

I16 Sch. 16 para. 17 in operation at 6.4.2017 by S.R. 2017/44, **art. 2(2)** (with arts. 3, 4)

18.—(1) Schedule 3 (contribution conditions for entitlement to benefit) is amended as follows.

- (2) Omit paragraph 4 and the italic heading above it.
- (3) Omit paragraphs 7 and 9.

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Commencement Information

I17 Sch. 16 para. 18 in operation at 6.4.2017 by S.R. 2017/44, **art. 2(2)** (with arts. 3, 4)

19 In Schedule 4 (rates of benefits etc.) omit Part 2.

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Commencement Information

I18 [Sch. 16 para. 19](#) in operation at 6.4.2017 by [S.R. 2017/44](#), **art. 2(2)** (with arts. 3, 4)

Changes to legislation:

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Changes and effects yet to be applied to :

- specified provision(s) transitional provisions for effects of commencing S.I. 2017/297, art. 2 by [S.R. 2017/58](#) Order