PART 1
STATE PENSION

Introduction

1 State pension

State pension at the full or reduced rate

2 Entitlement to state pension at full or reduced rate
3 Full and reduced rates of state pension

State pension at the transitional rate

4 Entitlement to state pension at transitional rate
5 Transitional rate of state pension
6 Recalculation and backdating of transitional rate in special cases

Transitional entitlement based on contributions of others

7 Survivor's pension based on inheritance of additional old state pension
8 Choice of lump sum or survivor's pension under section 9 in certain cases
9 Survivor's pension based on inheritance of deferred old state pension
10 Inheritance of graduated retirement benefit

Transition: women who have had a reduced rate election

11 Reduced rate elections: effect on section 4 pensions
12 Reduced rate elections: pension for women with no section 4 pension
Transition: pension sharing on divorce etc

13 Shared state pension on divorce etc
14 Pension sharing: reduction in the sharer's section 4 pension
15 Pension sharing: amendments

Postponing or suspending state pension

16 Pensioner's option to suspend state pension
17 Effect of pensioner postponing or suspending state pension
18 Section 17 supplementary: calculating weeks, overseas residents, etc

Prisoners and overseas residents

19 Prisoners
20 Overseas residents

Definitions

21 “Old state pension”
22 General definitions etc

Consequential and other amendments

23 Amendments
24 Abolition of contracting-out for salary related schemes etc

PART 2

OPTION TO BOOST OLD RETIREMENT PENSIONS

25 Option to boost old retirement pensions

PART 3

PENSIONABLE AGE

26 Increase in pensionable age to 67
27 Periodic review of rules about pensionable age

PART 4

STATE PENSION CREDIT

28 State pension credit: phasing out assessed income periods
29 Preserving indefinite status of certain existing assessed income periods

PART 5

BEREAVEMENT SUPPORT PAYMENT

30 Bereavement support payment
31 Bereavement support payment: contribution condition and amendments
32 Bereavement support payment: prisoners

PART 6

PRIVATE PENSIONS
Transfer of pension benefits

33 Automatic transfer of pension benefits etc
34 Power to prohibit offer of incentives to transfer pension rights
35 Expiry of power in section 34
36 Short service benefit for scheme member with money purchase benefits

Automatic enrolment

37 Automatic re-enrolment: exceptions where automatic enrolment deferred
38 Automatic enrolment: powers to create general exceptions
39 Alternative quality requirements for UK defined benefits schemes
40 Automatic enrolment: transitional period for hybrid schemes
41 Penalty notices under sections 40 and 41 of the Pensions Act 2008 etc
42 Unpaid scheme contributions

Other

43 Power to restrict charges or impose requirements in relation to schemes
44 Disclosure of information about transaction costs to members etc
45 Power to require pension levies to be paid in respect of past periods
46 Prohibition and suspension orders: directors of corporate trustees
47 Preparation of guidance for pensions illustrations
48 Pensions Regulator's objectives
49 Maximum period between scheme returns to be 5 years for micro schemes
50 Pension Protection Fund: increased compensation cap for long service
51 Pension Protection Fund: compensation cap to apply separately to certain benefits
52 Public service pension schemes: transitional arrangements

PART 7

FINAL PROVISIONS

53 Power to make consequential amendments etc
54 Regulations and orders
55 Extent
56 Commencement
57 Short title

SCHEDULES

SCHEDULE 1 — Transitional rate of state pension: calculating the amount

Part 1 — INTRODUCTION

1 (1) This Schedule sets out how to calculate the amounts...

Part 2 — AMOUNT FOR PRE-COMMENCEMENT QUALIFYING YEARS

How to calculate the amount for pre-commencement qualifying years

2 A person's amount for pre-commencement qualifying years is calculated as...
**Step 1: calculation of the person's pension under the old system**

3 (1) For the purposes of Step 1 of the calculation...

**Step 2: calculation of a pension based on the new system**

4 (1) For the purposes of Step 2 of the calculation...
5 (1) In paragraph 4(2) and (3) references to an “amount...}

**Step 4: revaluation**

6 (1) This paragraph determines how the amount mentioned in Step...
   
   Part 3 — AMOUNT FOR POST-COMMENCEMENT QUALIFYING YEARS

7 (1) A person's amount for post-commencement qualifying years (if any)...

**SCHEDULE 2 — Transitional rate of state pension: up-rating**

1 This Schedule sets out how to up-rate the transitional rate...
2 In this Schedule a reference to the transitional rate of...
3 (1) The transitional rate of a person's state pension is...
4 (1) The transitional rate of a person's state pension is...

**SCHEDULE 3 — Survivor's pension under section 7: inherited amount**

**Introduction**

1 This Schedule— (a) sets out the circumstances in which a...

**Dead spouse or civil partner in old state pension system etc**

2 (1) A pensioner whose spouse or civil partner has died...
3 (1) A pensioner whose spouse or civil partner has died...
4 (1) A pensioner whose spouse or civil partner has died...

**Dead spouse or civil partner in new state pension system**

5 (1) A pensioner whose spouse or civil partner has died...
6 (1) A pensioner whose spouse or civil partner has died...
7 (1) A pensioner whose spouse or civil partner has died...
8 (1) A pensioner whose spouse or civil partner has died...

**Supplementary**

9 When determining entitlement to, or calculating, an inherited amount under...

**SCHEDULE 4 — Survivor's pension under section 7: up-rating**

**Introduction**

1 This Schedule sets out how to up-rate the rate of...
2 In this Schedule a reference to the rate of a...
3 In this Schedule a reference to “the amount of any...

**Rate of section 7 pension, when added to any priority pension, is less than the full rate**

4 (1) The rate of the person's state pension under section...
Rate of section 7 pension, when added to any priority pension, straddles the full rate

5  (1) The rate of the person's state pension under section...

Priority pension alone is equal to or higher than the full rate

6  (1) The rate of the person's state pension under section...

SCHEDULE 5 — Survivor's pension under section 9: inherited deferral amount

Introduction

1  This Schedule— (a) sets out the circumstances in which a...

Dead spouse or civil partner entitled to old state pension with deferral increase

2  (1) A pensioner whose spouse or civil partner has died...

Dead spouse or civil partner's entitlement to old state pension deferred at time of death

3  (1) A pensioner whose spouse or civil partner has died...

“The relevant provisions” of the Contributions and Benefits Act

4  For the purposes of this Schedule “the relevant provisions” of...

Supplementary

5  When determining entitlement to, or calculating, an inherited deferral amount...

SCHEDULE 6 — Reduced rate elections: effect on rate of section 4 pension

Introduction

1  This Schedule modifies the rules about the transitional rate of...

Increased transitional rate for woman married to person over pensionable age etc

2  (1) This paragraph applies to the woman if on reaching...

Increased transitional rate for widows or divorcees etc

3  (1) This paragraph applies to the woman if on reaching...

Recalculation of transitional rate where circumstances change

4  If the woman is married or in a civil partnership...

5  (1) If neither of paragraphs 2 and 3 apply to...

6  Nothing in paragraph 4 or 5 affects—

SCHEDULE 7 — Reduced rate elections: basic amount of state pension under section 12

1  This Schedule— (a) sets out the circumstances in which a...

2  (1) A woman is entitled to a basic amount under...

3  (1) A woman is entitled to a basic amount under...

4  A woman who is entitled to a basic amount under...
SCHEDULE 8 — Pension sharing: appropriate weekly rate under section 13

Introduction

1 This Schedule sets out the appropriate weekly rate of a...

Appropriate weekly rate for pensioner with old state scheme pension credit

2 (1) This paragraph sets out the appropriate weekly rate if...

Appropriate weekly rate for pensioner with new state scheme pension credit

3 (1) This paragraph sets out the appropriate weekly rate if...

Supplementary

4 (1) Regulations may make provision about the calculation and verification...

SCHEDULE 9 — Pension sharing: up-rating state pension under section 13

Introduction

1 This Schedule sets out how to up-rate the rate of...

2 In this Schedule a reference to the rate of a...

3 (1) In this Schedule “the total amount of any state...

Rate of section 13 pension, when added to any priority pension, is less than the full rate

4 (1) The rate of the person's state pension under section...

Rate of section 13 pension, when added to any priority pension, straddles the full rate

5 (1) The rate of the person's state pension under section...

   Priority pension alone is equal to or higher than the full rate

6 (1) The rate of the person's state pension under section...

SCHEDULE 10 — Pension sharing: appropriate weekly reduction under section 14

Introduction

1 This Schedule sets out the appropriate weekly reduction in the...

Appropriate weekly reduction for person subject to old state scheme pension debit

2 (1) This paragraph sets out the appropriate weekly reduction if...

Appropriate weekly reduction for person subject to new state scheme pension debit

3 (1) This paragraph sets out the appropriate weekly reduction if...

Supplementary

4 (1) Regulations may make provision about the calculation and verification...

SCHEDULE 11 — Pension sharing: amendments
Family Law (Scotland) Act 1985 (c. 37)
1 In section 27 of the Family Law (Scotland) Act 1985...

Social Security Contributions and Benefits Act 1992 (c. 4)
2 The Contributions and Benefits Act is amended as follows.
3 In section 21 (contribution conditions), in subsection (1), after “section...”
4 In section 43 (persons entitled to more than one retirement...)
5 (1) Section 55A (shared additional pension) is amended as follows.
6 After section 55A insert— Shared additional pension because of a...
7 (1) Section 55B (reduction of additional pension in Category A...)

Social Security Administration Act 1992 (c. 5)
8 In the Administration Act, after section 148AC (inserted by Schedule...)

Welfare Reform and Pensions Act 1999 (c. 30)
9 The Welfare Reform and Pensions Act 1999 is amended as...
10 (1) Section 47 (shareable state scheme rights) is amended as...
11 In section 48 (activation of benefit sharing), in subsection (1),...
12 (1) Section 49 (creation of state scheme pension debits and...
13 After section 49 insert— Creation of debits and credits: transferor...
14 (1) Section 51 (interpretation) is amended as follows.

State Pension Credit Act 2002 (c. 16)
15 In section 16 of the State Pension Credit Act 2002...

Gender Recognition Act 2004 (c. 7)
16 In Schedule 5 to the Gender Recognition Act 2004 (benefits...)

SCHEDULE 12 — State pension: amendments
Part 1 — AMENDMENTS TO DO WITH NEW STATE PENSION SYSTEM

Forfeiture Act 1982 (c. 34)
1 In section 4 of the Forfeiture Act 1982 (Upper Tribunal...)

Social Security Contributions and Benefits Act 1992 (c. 4)
2 The Contributions and Benefits Act is amended as follows.
3 In section 1 (outline of contributory system), in subsection (1)(a),...
4 In section 13 (Class 3 contributions), in subsection (2), omit...
5 After section 19A insert— Extended meaning of “benefit” etc in...
6 (1) Section 22 (earnings factors) is amended as follows.
7 In section 122(1) (interpretation), in the definition of “benefit”, after...

Social Security Administration Act 1992 (c. 5)
8 The Administration Act is amended as follows.
9 In section 1 (entitlement to benefit dependent on claim), in...
10 In section 5 (regulations about claims for and payments of...
11 In section 71 (overpayments - general), in subsection (11), before...
In section 73 (overlapping benefits - general)—
In section 121DA (interpretation of Part 6), in subsection (1),...
In section 122B (supply of other government information for fraud... 
In section 124 (age, death and marriage), in subsection (1),...
In section 125 (regulations as to notification of deaths), in...
After section 148AB insert— Revaluation for transitional pensions under Pensions...
In section 150 (annual up-rating of benefits), in subsection (1),...
In section 150A (annual up-rating), in subsection (1), before paragraph...
In section 151 (up-rating: supplementary), in subsection (2)—
After section 151 insert— Up-rating of transitional state pensions under...
(1) Section 155A (power to anticipate pensions up-rating order) is...
(1) Section 163 (general financial arrangements) is amended as follows,...
In section 170 (Social Security Advisory Committee), in subsection (5)
—...
(1) Section 179 (reciprocal agreements) is amended as follows.
In section 187 (inalienability), in subsection (1), after paragraph (za)...
In section 190 (parliamentary control of orders and regulations), in...
In section 191 (interpretation), in the definition of “benefit”, after...

Social Security Act 1993 (c. 3)
In section 2 of the Social Security Act 1993 (payments...

Pensions Act 1995 (c. 26)
In Schedule 4 to the Pensions Act 1995 (pensionable age),...

Social Security Act 1998 (c. 14)
The Social Security Act 1998 is amended as follows.
In section 2 (use of computers), in subsection (2)—
In section 8 (decisions by Secretary of State)—
In section 11 (regulations with respect to decisions), in subsection...
In section 27 (restrictions on entitlement to benefit in certain...
In section 28 (correction of errors in decisions etc), in...
In Schedule 3 (decisions against which an appeal lies), after...

Child Support, Pensions and Social Security Act 2000 (c. 19)
(1) Section 42 of the Child Support, Pensions and Social...

Social Security Fraud Act 2001 (c. 11)
The Social Security Fraud Act 2001 is amended as follows....
In section 6A (definitions), in subsection (1)—
In section 10 (power to supplement and mitigate loss of...

State Pension Credit Act 2002 (c. 16)
The State Pension Credit Act 2002 is amended as follows....
In section 7 (fixing of claimant's retirement provision for assessed...
In section 16 (meaning of “retirement pension income”), in subsection...
Changes to legislation: Pensions Act 2014 is up to date with all changes known to be in force on or before 02 December 2019. 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

Income Tax (Earnings and Pensions) Act 2003 (c. 1)

45 In section 577 of the Income Tax (Earnings and Pensions)...

Gender Recognition Act 2004 (c. 7)

46 The Gender Recognition Act 2004 is amended as follows.
47 In section 23 of that Act (power to modify statutory...
48 (1) Schedule 5 (benefits and pensions) is amended as follows....

Finance (No. 2) Act 2005 (c. 22)

49 The Finance (No. 2) Act 2005 is amended as follows....
50 (1) Section 8 (meaning of “applicable year of assessment” in...
51 In section 9 (interpretation), in the definition of “state pension...

Welfare Reform Act 2012 (c. 5)

52 In section 96 of the Welfare Reform Act 2012 (benefit...
Part 2 — AMENDMENTS TO DO WITH OLD STATE PENSION SYSTEM

Graduated retirement benefit

53 (1) Section 36 of the National Insurance Act 1965 (graduated...

Category A retirement pensions

54 The Contributions and Benefits Act is amended as follows.
55 In section 44(1) (Category A retirement pensions), for paragraph (a)...
56 (1) Section 48 (use of former spouse's contributions) is amended...

Category B retirement pensions

57 The Contributions and Benefits Act is amended as follows.
58 In section 23A (contributions credits for relevant parents and carers),...
59 In section 46 (modification of section 45 for calculating additional...
60 For section 48A substitute— Category B retirement pension for married...
61 (1) Section 48B (Category B retirement pension for widows and...
62 (1) Section 48BB (Category B retirement pension: entitlement by reference...
63 (1) Section 48C (Category B retirement pension: general) is amended...
64 For section 51 substitute— Category B retirement pension for widows,....
65 After section 51 insert— Special provision for married person whose...
66 In section 52(3) (special provision for surviving spouses) for “prescribed...
67 (1) Schedule 3 (contribution conditions for entitlement to benefit) is...
68 In Part 1 of Schedule 4 (rates of certain benefits)...
69 In Schedule 4A (additional pension: accrual rates for purposes of...
70 In section 150 of the Administration Act (annual up-rating of...
71 In section 46 of the Pension Schemes Act 1993 (effect...
72 In section 128 of the Pensions Act 1995 (additional pension:...
73 In Schedule 4 to the Pensions Act 1995 (equalisation of,..
74 In section 577 of the Income Tax (Earnings and Pensions)...
75 In Schedule 24 to the Civil Partnership Act 2004, omit...
76 In Schedule 5 to the Gender Recognition Act 2004 (benefits...
77 In Schedule 4 to the Marriage (Same Sex Couples) Act...

Category C retirement pensions: repeal of spent provisions

78 The Contributions and Benefits Act is amended as follows.
79 In section 63(f)(i) (descriptions of non-contributory benefits), for the words...
80 (1) Section 78 (Category C retirement pensions etc) is amended...
81 In Part 3 of Schedule 4 —
82 In section 150A of the Administration Act (annual up-rating), in...
83 In Schedule 5 to the Gender Recognition Act 2004 (benefits...

Category D retirement pensions

84 In section 78(3) of the Contributions and Benefits Act (entitlement...

Age addition

85 In sections 63(g) and 79(1) of the Contributions and Benefits...

Christmas bonus

86 In section 150(2) of the Contributions and Benefits Act (Christmas...

Transition: same sex marriages

87 (1) If marriage of same sex couples is not lawful...
     Part 3 — AMENDMENTS TO DO WITH STATE PENSION CREDIT
88 The State Pension Credit Act 2002 is amended as follows....
89 In section 3 (savings credit), for subsection (1) substitute—
90 After that section insert— Power to limit savings credit for...
91 In Schedule 1 to the Pensions Act 2007, omit paragraph...
     Part 4 — OTHER AMENDMENTS TO DO WITH PART 1

Social Security Contributions and Benefits Act 1992 (c. 4)

92 The Contributions and Benefits Act is amended as follows.
93 (1) Section 39C (rate of widowed parent's allowance and bereavement...
94 (1) Schedule 5 (pension increase or lump sum where entitlement...

Pension Schemes Act 1993 (c. 48)

95 Section 46A of the Pension Schemes Act 1993 (retirement in...

Pensions Act 2008 (c. 30)

96 In the Pensions Act 2008, the following are repealed—

Pensions Act 2011 (c. 19)

97 In the Pensions Act 2011, the following are repealed—

SCHEDULE 13 — Abolition of contracting-out for salary related schemes
     Part 1 — PENSION SCHEMES ACT 1993: AMENDMENTS
1 The Pension Schemes Act 1993 is amended as follows.
2 For “the abolition date” (in each place) substitute “ the...
3 In the heading for Part 3 of the Act—
4 For the heading to Chapter 1 of Part 3 substitute...
5 Section 7 (issue of contracting-out certificates) is repealed (and accordingly,...
6 After section 7 insert— Meaning of “the first abolition date”...
7 (1) Section 8 (meaning of “contracted-out employment”, “guaranteed minimum pension”...
8 The italic heading above section 9 is repealed.
9 Sections 9 and 11 (requirements for certification of schemes: general)
10 The italic heading above section 12A is repealed.
11 Sections 12A to 12D (requirements for certification applying to employment...
12 For the italic heading above section 13 substitute “ Guaranteed...
13 (1) Before section 13 insert— Former salary related contracted-out schemes...
14 In section 13 (minimum pensions for earners), in subsection (2)—...
15 (1) Section 14 (earner's guaranteed minimum) is amended as follows....
16 In section 16 (revaluation of earnings factors for the purposes...
17 (1) Section 17 (minimum pensions for widows, widowers and surviving...
18 In section 20 (transfer of accrued rights), in subsection (1)(a)—...
19 In section 23 (securing of benefits), in subsection (2), omit...
20 In section 24A— (a) the existing text becomes subsection (1)....
21 In section 25 (power for HMRC to impose conditions as...
22 Sections 34 to 36 (cancellation, variation, surrender and refusal of...
23 In the italic heading above section 37, for “scheme rules...
24 In section 37 (alteration of rules of contracted-out schemes) for...
25 After section 37 insert— Transfer of liabilities etc: schemes contracted-
26 For the heading to Chapter 2 of Part 3 substitute...
27 In section 40 (scope of Chapter 2)—
28 The italic heading above section 41 is repealed.
29 Section 41 (reduced rates of Class 1 contributions) is repealed....
30 (1) Section 42 (review and alteration of reduced rates of...
31 In section 48A (additional pension and other benefits), in subsection...
32 Section 49 (women, married women and widows) is repealed.
33 Section 50 (powers of HMRC to approve arrangements for scheme...
34 In section 51 (calculation of guaranteed minimum pensions under approved...
35 For section 52 substitute— Supervision of former salary related contracted-out...
36 In section 53 (supervision: former contracted-out schemes), omit subsection (3)....
37 Sections 55 to 68 (state scheme premiums) are repealed.
38 In section 87 (general protection principle), in subsection (1)(a), for...
39 In section 96 (further provisions concerning exercise of option to...
40 In section 109 (annual increase of guaranteed minimum pensions), in...
41 In section 171 (questions arising in proceedings), in subsection (1),...
42 In section 178 (trustees and managers of schemes), in paragraph...
43 (1) Section 181(1) (general interpretation) is amended as follows.
44 Section 181A (interpretation of references to money purchase contracted-out schemes...
In section 185 (consultation about other regulations), omit subsection (9)....

(1) Schedule 2 (certification regulations) is amended as follows.

(1) Schedule 4 (priority in bankruptcy) is amended as follows....

Part 2 — OTHER ACTS: AMENDMENTS

Social Security Contributions and Benefits Act 1992 (c. 4)

The Contributions and Benefits Act is amended as follows,

In section 1 (outline of contributory system), in subsection (3),...

In section 4C (power to make provision in consequence of...

In section 8 (calculation of primary Class 1 contributions), in...

In section 9 (calculation of secondary Class 1 contributions), in...

In section 20 (descriptions of contributory benefits), in subsection (3),...

In Schedule 1 (supplementary provisions relating to national insurance contributions),...

Social Security Administration Act 1992 (c. 5)

The Administration Act is amended as follows.

In section 150 (annual up-rating of benefits), in subsection (10A),...

In section 191 (interpretation - general)— (a) in the definition...

Pensions Act 1995 (c. 26)

The Pensions Act 1995 is amended as follows.

(1) Section 51 (annual increase in rate of pension) is...

In section 54 (sections 51 to 53: supplementary), in subsection...

For section 69 substitute— Grounds for applying for modifications:

winding...

In section 70 (section 69: supplementary), omit subsection (3).

In section 71 (effect of orders under section 69), in...

Sections 136(1), (3) and (5), 137(3) and (4) and 148...

Employment Rights Act 1996 (c. 18)

The Employment Rights Act 1996 is amended as follows.

In section 3 (note to be included in statement of...

In section 11 (references to employment tribunals), in subsection (3),...

Child Support, Pensions and Social Security Act 2000 (c. 19)

The Child Support, Pensions and Social Security Act 2000 is...

(1) Section 42 (disclosure of state pension information) is amended...

Part 2 of Schedule 5 (alternative to anti-franking rules) is...

Employment Act 2002 (c. 22)

In section 15 of the Employment Act 2002 (use of...

Pensions Act 2004 (c. 35)

In section 258 of the Pensions Act 2004 (pension protection...

Companies Act 2006 (c. 46)

The Companies Act 2006 is amended as follows.
In section 140 (interests to be disregarded: employer's rights of...)
In section 673 (interests to be disregarded in determining whether...

Pensions Act 2007 (c. 22)

(1) Section 15 (abolition of contracting-out for defined contribution pension...
In section 27 (consequential provision, repeals and revocations), in subsection...
(1) Schedule 4 (abolition of contracting-out for defined contribution pension...

Pensions Act 2008 (c. 30)

For section 21 substitute— Quality requirement: UK defined benefits schemes...
In section 22 (test scheme standard), for subsection (2) substitute—...

SCHEDULE 14 — Power to amend schemes to reflect abolition of contracting-out

Introduction

1 This Schedule is about the power under section 24(2) to...

What can the power be used to do?

2 (1) The power may be used— (a) to increase the...
3 (1) The power may not be used in a way...
4 Regulations may impose further restrictions on the use of the...

Creation of exceptions

5 The power may not be used to amend a scheme...

Requirement for actuary's certificate

6 (1) The power may be used only if an actuary...

When can the power be used?

7 The power may be used before or after the repeal...
8 An amendment made before the repeal of section 41 of...

Can the power be used more than once?

9 (1) The power may be used to amend a scheme...

Modifications for multi-employer or sectionalised schemes

10 (1) Regulations may modify section 24(2) to (7) or this...

The power overrides other legislation

11 An amendment under section 24 and this Schedule may be...
Procedural requirements and supplementary matters

12 Regulations may impose procedural requirements about the use of the...
13 Regulations under this Schedule may confer a discretion on a...

Information

14 (1) Regulations may require the trustees or managers of an...

Definitions

15 In this Schedule— “employee contributions” means, in relation to a...

SCHEDULE 15 — Option to boost old retirement pensions

Part 1 — GREAT BRITAIN

Social Security Contributions and Benefits Act 1992 (c. 4)

1 The Social Security Contributions and Benefits Act 1992 is amended...
2 (1) Section 1 (outline of contributory system) is amended as...
3 After section 14 insert— Class 3A contributions Class 3A...
4 If paragraph 3 comes into force before the day mentioned...
5 In section 43 (persons entitled to more than one retirement...
6 In section 44 (Category A retirement pension), in subsection (3)—...
7 (1) Section 45 (rate of additional pension in a Category...
8 In section 52 (special provision for surviving spouses), after...
9 After section 61 insert— Shortfall in contributions: people with units...
10 In section 122 (interpretation), in subsection (1), at the appropriate...
11 In section 176 (parliamentary control), in subsection (1)(a), at the...
12 In the heading to Schedule 1, for “and 3” substitute...

Social Security Administration Act 1992 (c. 5)

13 (1) Section 162 of the Social Security Administration Act 1992...

Welfare Reform and Pensions Act 1999 (c. 30)

Part 2 — NORTHERN IRELAND

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

15 The Social Security Contributions and Benefits (Northern Ireland) Act 1992...
16 (1) Section 1 (outline of contributory system) is amended as...
17 After section 14 insert— Class 3A contributions Class 3A...
18 (1) If paragraph 17 comes into force before the new...
19 In section 121 (interpretation), in subsection (1), at the appropriate...
20 In section 172 (procedure for regulations etc), in subsection (11A),...
21 In the heading to Schedule 1, for “and 3” substitute...
Social Security Administration (Northern Ireland) Act 1992 (c. 8)

22 (1) Section 142 of the Social Security Administration (Northern Ireland)...

SCHEDULE 16 — Bereavement support payment: amendments

Forfeiture Act 1982 (c. 34)

1 In section 4 of the Forfeiture Act 1982 (Upper Tribunal...

Social Security Contributions and Benefits Act 1992 (c. 4)

2 The Social Security Contributions and Benefits Act 1992 is amended...
3 (1) Section 20 (descriptions of contributory benefits) is amended as...
4 (1) Section 21 (contribution conditions) is amended as follows.
5 In section 22 (earnings factors), in subsection (2), after paragraph...
6 (1) Section 23A (contributions credits for relevant parents and carers)...
7 For the italic heading above section 36 substitute “Bereavement...
8 Section 36 (bereavement payment) is repealed.
9 Section 36A (cases in which sections 37 to 41 apply)...
10 (1) Section 37 (widowed mother's allowance) is amended as follows....
11 (1) Section 38 (widow's pension) is amended as follows.
12 In section 39A (widowed parent's allowance), for subsection (1) substitute—...
13 Section 39B (bereavement allowance where no dependent children) is repealed....
14 (1) Section 39C (rate of widowed parent's allowance and bereavement...
15 In section 48B (Category B retirement pension for widows and...
16 In section 48BB (Category B retirement pension: entitlement by reference...
17 (1) Section 60 (complete or partial failure to satisfy contribution...
18 (1) Schedule 3 (contribution conditions for entitlement to benefit) is...
19 In Schedule 4 (rates of benefits etc) omit Part 2....

Social Security Administration Act 1992 (c. 5)

20 The Social Security Administration Act 1992 is amended as follows....
21 (1) Section 1 (entitlement to benefit dependent on claim) is...
22 In section 2A (claim or full entitlement to certain benefits)...
23 (1) Section 3 (late claims for bereavement benefit where death...
24 In section 5 (regulations about claims for and payments of...
25 In section 71 (overpayments - general), in subsection (11), after...
26 In section 121DA (interpretation of Part 6), in subsection (1),...
27 In section 122B (supply of other government information for fraud...
28 In section 124 (age, death and marriage), in subsection (1),...
29 In section 125 (regulations as to notification of deaths), in...
30 In section 150 (annual up-rating of benefits), in subsection (1)...
31 (1) Section 163 (general financial arrangements) is amended as follows....
32 In section 170 (Social Security Advisory Committee), in subsection (5)...
33 (1) Section 179 (reciprocal agreements) is amended as follows.
34 In section 187 (inalienability), in subsection (1), after paragraph (ad)...
35 In section 191 (interpretation), in the definition of “benefit”, for...
Social Security Act 1993 (c. 3)

36 In section 2 of the Social Security Act 1993 (payments...  

Social Security Act 1998 (c. 14)

37 The Social Security Act 1998 is amended as follows.  
38 In section 2 (use of computers), in subsection (2), after...  
39 (1) Section 8 (decisions by Secretary of State) is amended...  
40 In section 11 (regulations with respect to decisions), in subsection...  
41 In section 27 (restriction on entitlement in cases of error),...  
42 In section 28 (correction of errors in decisions etc), in...

Social Security Fraud Act 2001 (c. 11)

43 The Social Security Fraud Act 2001 is amended as follows....  
44 In section 6A (definitions), in subsection (1), in the definition...  
45 In section 10 (power to supplement and mitigate loss of...

Income Tax (Earnings and Pensions) Act 2003 (c. 1)

46 The Income Tax (Earnings and Pensions) Act 2003 is amended...  
47 In section 660 (taxable benefits: UK benefits - Table A),...  
48 In section 677 (UK social security benefits wholly exempt from...

SCHEDULE 17 — Automatic transfer of pension benefits etc

Part 1 — AUTOMATIC TRANSFER OF PENSION BENEFITS

Regulations providing for transfer of cash equivalent of transferable benefits

1 (1) The Secretary of State must make regulations with a...

Automatic transfer scheme to find out whether members have transferable benefits

2 (1) The regulations must require the trustees or managers of...

Automatic transfer scheme to request transfer of cash equivalent

3 (1) The regulations must require the trustees or managers of...

Right to opt out of automatic transfer

4 (1) If the regulations do not include the condition mentioned...

Information to be given to qualifying members of automatic transfer schemes

5 (1) The regulations must require a prescribed person to give...

Transferable benefits scheme to comply with request

6 (1) The regulations must require the trustees or managers of...

Automatic transfer scheme to use cash equivalent to provide rights under the scheme

7 (1) The regulations must require the trustees or managers of...

Cash equivalents: calculation and verification

8 (1) The regulations may provide for the manner in which...
Disclosure of information and establishment of database

9 (1) The regulations must make provision about disclosure of information....

Compliance

10 (1) The regulations may make provision with a view to...

Record keeping

11 (1) The regulations may require any person—

Further provision about the regulations

12 The regulations may— (a) impose or confer other functions on...

Review of limit on value of cash equivalent

13 (1) The regulations must require the Secretary of State to...

Part 2 — MERGER OF PENSION ACCOUNTS

14 (1) The Secretary of State may by regulations make provision...

Part 3 — INTERPRETATION ETC

Interpretation etc

15 (1) In this Schedule— “active member”— in relation to an...

Crown application

16 (1) This Schedule applies to a pension scheme managed by...

Overriding provision

17 (1) Regulations under this Schedule may provide that specified provisions...

Other provision relating to regulations under this Schedule

18 (1) Regulations under this Schedule may amend or otherwise modify...

19 Before making any regulations under this Schedule, the Secretary of...

Amendments

20 (1) The Pension Schemes Act 1993 is amended as follows....

21 In section 256 of the Pensions Act 2004 (no indemnification...

SCHEDULE 18 — Power to restrict charges or impose requirements in relation to schemes

Power to restrict charges

1 (1) The Secretary of State may by regulations make provision—...

Power to impose requirements relating to administration or governance

2 (1) The Secretary of State may by regulations impose requirements...
Compliance

3 (1) The Secretary of State may by regulations make provision...

Interpretation

4 (1) Expressions used in this Schedule and in Schedule 17...

Crown application

5 (1) This Schedule applies to a pension scheme managed by...

Overriding provision

6 (1) The Secretary of State may by regulations provide that...

Other provision relating to regulations under this Schedule

7 (1) The Secretary of State may by regulations amend or...
8 Before making any regulations under this Schedule, the Secretary of...

Amendments

9 (1) The Pension Schemes Act 1993 is amended as follows....
10 In section 256 of the Pensions Act 2004 (no indemnification...
11 (1) Section 16 of the Pensions Act 2008 (automatic enrolment:...
12 In consequence of the amendments made by paragraph 11, section...

SCHEDULE 19 — Prohibition orders: consequential amendments

Pensions Act 1995 (c. 26)

1 The Pensions Act 1995 is amended as follows.
2 In section 6 (removal or suspension of trustees: consequences)—
3 In section 7 (appointment of trustees), in subsection (1), after...
4 In section 9 (removal and appointment of trustees: property), after...

Pensions Act 2004 (c. 35)

5 The Pensions Act 2004 is amended as follows.
6 In section 10 (functions exercisable by the Determinations Panel), in...
7 In section 66 (register of prohibited trustees), in subsection (1),....
8 In section 96 (Pensions Regulator's regulatory functions: standard...
9 In section 97 (Pensions Regulator's regulatory functions: special...
10 (1) Schedule 2 (Pensions Regulator's reserved regulatory functions) is...

SCHEDULE 20 — Pension Protection Fund: increased compensation cap for long service

Part 1 — THE NEW COMPENSATION CAP

1 Schedule 7 to the Pensions Act 2004 (pension compensation provisions)...
2 In paragraph 26 (the compensation cap), for the definition of...
3 After paragraph 26 insert— (1) This paragraph gives the meaning of...
   “the compensation cap”...
Part 2 — CONSEQUENTIAL AMENDMENTS

4 The Pensions Act 2004 is amended as follows.
5 In section 316(2)(s), for “paragraph 26(7)” substitute “paragraph 26A(7)....
6 (1) Schedule 7 is amended as follows.
7 In paragraph 18(2) of Schedule 5 to the Pensions Act...

Part 3 — EFFECT OF CHANGE IN TRANSITIONAL CASES

Recalculation of periodic compensation going forwards

8 (1) This paragraph applies in relation to a person if—...

New cap does not generally affect old payments

9 (1) Nothing in this Schedule affects— (a) periodic compensation for...

Survivors’ compensation

10 When working out the annual rate of a person’s periodic...

Cases involving early payment or postponement of compensation

11 Nothing in this Schedule affects the amount of—

Recalculation of terminal illness lump sums given in the past year

12 (1) This paragraph applies in relation to a person who...

Meaning of “the pension compensation provisions” in Part 2 of the Pensions Act 2004

13 Section 162(2) of the Pensions Act 2004 is to be...

Part 4 — SCHEMES UNDERGOING ASSESSMENT OR WINDING UP ON THE COMMENCEMENT DATE

Schemes undergoing assessment on the commencement date

14 (1) This paragraph applies in relation to an eligible scheme...

Schemes that begin winding up before the commencement date

15 (1) This paragraph applies in relation to an eligible scheme...

Meaning of “undergoing assessment”

16 For the purposes of this Part of this Schedule an...

Meaning of “eligible scheme”

17 Section 126(4) of the Pensions Act 2004 (list of provisions...

Part 5 — INTERPRETATION AND POWER TO MAKE FURTHER TRANSITIONAL PROVISION

Interpretation

18 In this Schedule “the commencement date” means the date on...
19 Other expressions used in this Schedule have the same meaning...
Further transitional provision

20 The inclusion of Parts 3 and 4 of this Schedule...
21 (1) In relation to a case involving multiple benefits, transitional...
22 (1) Transitional provision made by order under section 56(8) may,...
Changes to legislation:
Pensions Act 2014 is up to date with all changes known to be in force on or before 02 December 2019. 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.
View outstanding changes

Changes and effects yet to be applied to:
- Pt. 15 modified by S.I. 2019/1302 art. 2
- Pt. 15 modified by S.I. 2019/1303 art. 2
- Pt. 1 modified by S.I. 2019/622 art. 2
- Pt. 5 modified by S.I. 2019/622 art. 2
- s. 24(2)-(7) repealed by 2014 c. 19 s. 24(8)
- s. 34 repealed (cond.) by 2014 c. 19 s. 35
- s. 36(2)(3) omitted by 2015 c. 8 s. 39(6)
- Sch. 14 repealed by 2014 c. 19 s. 24(8)
- Sch. 17 para. 15(1) words omitted by 2015 c. 8 Sch. 2 para. 51(3)
- Sch. 17 para. 1(2)(a) words substituted by 2015 c. 8 Sch. 2 para. 51(2)
- Sch. 17 para. 1(5)(a) words substituted by 2015 c. 8 Sch. 2 para. 51(2)