
STATUTORY INSTRUMENTS

2015 No. 1985

**The Pensions Act 2014 (Consequential, Supplementary
and Incidental Amendments) Order 2015**

Amendment of the Social Security (Maximum Additional Pension) Regulations 2010

33.—(1) The Social Security (Maximum Additional Pension) Regulations 2010⁽¹⁾ are amended as follows.

- (2) In regulation 2(1) (interpretation), after the definition of “applicable limit” insert—
- ““relevant day” means the day on which the survivor would, but for section 43 (persons entitled to more than one retirement pension), have become entitled to both—
- (a) a Category A retirement pension; and
 - (b) a Category B retirement pension by virtue of the contributions of a spouse or civil partner who has died,
- or would have become so entitled if the survivor’s entitlement to a Category A or Category B retirement pension had not been deferred;”.
- (3) In regulation 3 (prescribed maximum additional pension)—
- (a) before paragraph (1), insert—
“(A1) This regulation applies to a survivor whose relevant day is before 6th April 2016.”;
 - (b) in paragraph (1)(a), for “the day specified in paragraph (2)” substitute “the survivor’s relevant day”; and
 - (c) omit paragraph (2).
- (4) After regulation 3, insert—

“Prescribed maximum additional pension for survivors who become entitled on or after 6th April 2016

3A.—(1) This regulation applies to a survivor whose relevant day is on or after 6th April 2016.

- (2) For the purposes of section 52(3), the maximum additional pension shall be £165.60.”.