



State Pension Credit Act (Northern Ireland) 2002

CHAPTER 14

STATE PENSION CREDIT ACT (NORTHERN IRELAND) 2002

State pension credit: entitlement and amount

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Status: This is the original version (as it was originally enacted).

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SCHEDULE 1 — ADMINISTRATION

PART I — AMENDMENTS OF THE ADMINISTRATION ACT

Introductory

1. Part I of the Administration Act (claims, evidence, and regulations...

Entitlement dependent on making of claim

2. In section 1 (which makes entitlement dependent on the making...

Power by regulations to make provision relating to claims, time limits, evidence, etc.

3. In section 5 (regulations about claims for and payments of...

PART II — AMENDMENTS OF THE 1998 ORDER

Introductory

4. Part II of the 1998 Order (decisions and appeals) is...

Use of computers

5. In Article 4(2) (meaning of “relevant statutory provision”) at the...

Decisions by the Department

6. In Article 9— (a) in paragraph (3) (meaning of “relevant...

Regulations with respect to decisions

7. In Article 12(3), in the definition of “the current legislation”,...

Suspension of benefit for failure to furnish information, etc.

8. In Article 22, after paragraph (3) (which defines “information requirement”)...

Restrictions on entitlement to benefit in certain cases of error

9. In Article 27(7), in the definition of “benefit”—

Correction of errors and setting aside of decisions

10. In Article 28(3) (meaning of “relevant statutory provision”) at the...

Decisions against which no appeal lies

11. In Schedule 2, in paragraph 6(b), at the end add...

Decisions against which an appeal lies

12. In Schedule 3 after paragraph 8 insert— State pension credit...
PART III — MISCELLANEOUS AND SUPPLEMENTARY

Amount payable for periods of less than a week

13. (1) Where a person is entitled to state pension credit—...

SCHEDULE 2 — MINOR AND CONSEQUENTIAL AMENDMENTS
PART I — AMENDMENTS OF CONTRIBUTIONS AND
BENEFITS ACT

Introductory

1. The Contributions and Benefits Act is amended as follows.

Income support

2. In section 123(1) (entitlement to income support)—

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Effect of attaining qualifying age for state pension credit

3. After section 132 (income and capital) insert— Effect of attaining...

Interpretation of Part VII and supplementary provisions

4. In section 133, in subsection (1), insert the following definitions...

Entitlement of pensioners to Christmas bonus

5. In section 144— (a) in subsection (2) (conditions for entitlement...

Entitlement to Christmas bonus: supplementary

6. In section 145, in subsection (2) (circumstances in which a...

Interpretation of provisions relating to Christmas bonus

7. In section 146— (a) in subsection (1) (definition of “qualifying...

PART II — AMENDMENTS OF ADMINISTRATION ACT

Introductory

8. The Administration Act is amended as follows.

Payment out of benefit of sums in respect of mortgage interest, etc.

9. In section 13A— (a) after subsection (1) (application of section...

Overpayments: general

10. In section 69(11) (benefits to which section applies) after paragraph...

Adjustment of income support and other payments

11. In section 72— (a) in subsection (1)(b) (recovery of income...

Interpretation of Part VI

12. In section 115CA(1) (definition of “the relevant social security legislation”)...

Regulations as to notification of deaths

13. In section 118(1) (regulations as to notification of deaths by...

*Provision of information by personal
representatives as to estate of deceased person*

14. In section 119(1) (duty to furnish information as to assets...

Effect of alterations affecting state pension credit

15. After section 139A (effect of alteration of rates of a...

Adjustments between National Insurance Fund and Consolidated Fund

16. In section 145— (a) after subsection (5) (payments from
National...

Adjustments between social fund and other sources of finance

17. In section 148(1) (adjustments of social fund, Consolidated
Fund and...

*Functions of Social Security Advisory Committee
in relation to legislation and regulations*

18. In section 149(5) (interpretation), in the definition of “the
relevant...

Reciprocal agreements with countries outside the United Kingdom

19. In section 155— (a) in subsection (3)(a) (modifications for
securing...

Payment of travelling expenses by Department

20. In section 156— (a) in paragraph (a) (expense of attending...

Certain benefit to be inalienable

21. In section 163(1), after paragraph (aa) insert—

Interpretation

22. In section 167(1)— (a) in the definition of “benefit” at...
PART III — AMENDMENTS OF OTHER STATUTORY
PROVISIONS

The Children (Northern Ireland) Order 1995

23. In Article 24 of the Children (Northern Ireland) Order 1995...

The Jobseekers (Northern Ireland) Order 1995

24. The Jobseekers (Northern Ireland) Order 1995 (NI 15) is
amended...

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25. In Article 5(1) (the income-based conditions)— (a) in sub-paragraph (b)...
26. In Article 5A(1) (conditions for claims by joint-claim couples), after...

The Road Traffic (Northern Ireland) Order 1995

27. In Article 25(2) of the Road Traffic (Northern Ireland) Order...

The Pensions (Northern Ireland) Order 1995

28. In Schedule 2 to the Pensions (Northern Ireland) Order 1995...

The Deregulation and Contracting Out (Northern Ireland) Order 1996

29. In Article 17 of the Deregulation and Contracting Out (Northern...

The 1998 Order

30. In Article 34(3) of the 1998 Order (determination of housing...

The Immigration and Asylum Act 1999

31. In section 123(9)(d) of the Immigration and Asylum Act 1999...

The Social Security Fraud Act (Northern Ireland) 2001

32. The Social Security Fraud Act (Northern Ireland) 2001 (c. 17)...
33. In section 6 (loss of benefit for commission of benefit...
34. In section 8 (effect of offence on benefits for members...
35. In section 9(3) (power to supplement and mitigate loss of...
36. In section 10(3) (loss of benefit regulations), in paragraph (c) —...
37. In section 12 (interpretation) after the definition of “sanctionable benefit”...

SCHEDULE 3 — REPEALS