
Changes to legislation: *Pensions Act (Northern Ireland) 2015, Cross Heading: The Social Security Administration (Northern Ireland) Act 1992 (c. 8)* is up to date with all changes known to be in force on or before 21 April 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 Administration (Northern Ireland) Act 1992 (c. 8)

20 The Administration Act is amended as follows.

Commencement Information

- I1** Sch. 16 para. 20 in operation at 9.2.2017 for specified purposes by S.R. 2017/37, art. 2(b)
I2 Sch. 16 para. 20 in operation at 6.4.2017 in so far as not already in operation by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

21.—(1) Section 1 (entitlement to benefit dependent on claim) is amended as follows.

(2) For subsection (2) substitute—

“(2) Where under subsection (1) a person is required to make a claim or to be treated as making a claim for a benefit in order to be entitled to it, the person is not entitled to it in respect of any period more than 12 months before the date on which the claim is made or treated as made.

(2A) But subsection (2) does not apply—

- (a) to disablement benefit or reduced earnings allowance, or
 (b) in a case where a claim for the benefit is made or treated as made by virtue of section 3(2).”.

(3) In subsection (4), after paragraph (zb) (inserted by Schedule 12) insert—

“(zc) bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

- I3** Sch. 16 para. 21 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

22 In section 2A (claim or full entitlement to certain benefits conditional on work-focused interview), in subsection (2)(c), omit “(other than a bereavement payment)”.

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Commencement Information

I4 Sch. 16 para. 22 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

23.—(1) Section 3 (late claims for bereavement benefit where death is difficult to establish) is amended as follows.

(2) Subsection (3) is repealed.

(3) After subsection (4) add—

“(5) In subsection (2) “bereavement benefit” means—

(a) bereavement support payment, or

(b) widowed parent's allowance.”.

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Commencement Information

I5 Sch. 16 para. 23 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

24 In section 5 (regulations about claims for and payments of benefits), in subsection (2), after paragraph (zb) (inserted by Schedule 12) insert—

“(zc) bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015;”.

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Commencement Information

I6 Sch. 16 para. 24 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

25 In section 69 (overpayments - general), in subsection (11), before paragraph (b) insert—

“(ae) bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015;”.

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Commencement Information

I7 Sch. 16 para. 25 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

26 In section 115CA (interpretation of Part 6), in subsection (1), after paragraph (hl) (inserted by Schedule 12) insert—

“(hm) Part 5 of the Pensions Act (Northern Ireland) 2015;”.

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Commencement Information

I8 Sch. 16 para. 26 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

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27 In section 116B (supply of other government information for fraud prevention and verification), in subsection (3)(b), after “, Part 1 of the Pensions Act (Northern Ireland) 2015” (inserted by Schedule 12) insert “, section 29 of that Act”.

Commencement Information

I9 Sch. 16 para. 27 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

28 In section 118 (regulations as to notification of deaths), in subsection (1), after “, Part 1 of the Pensions Act (Northern Ireland) 2015” (inserted by Schedule 12) insert “, section 29 of that Act”.

Commencement Information

I10 Sch. 16 para. 28 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

29.—(1) Section 143 (general financial arrangements) is amended as follows.

(2) In subsection (1), after paragraph (za) (inserted by Schedule 12) insert—

“(zb) bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015;”.

(3) In subsection (2)(a), after “, Part 1 of the Pensions Act (Northern Ireland) 2015” (inserted by Schedule 12) insert “, section 29 of that Act”.

(4) In subsection (3)(b), after “or Part 1 of the Pensions Act (Northern Ireland) 2015” (inserted by Schedule 12) insert “or section 29 of that Act”.

Commencement Information

I11 Sch. 16 para. 29 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

30 In section 149 (Social Security Advisory Committee), in subsection (5) in the definition of “the relevant enactments”, after paragraph (am) (inserted by Schedule 12) insert—

“(an) section 29 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

I12 Sch. 16 para. 30 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

31.—(1) Section 155 (reciprocal agreements) is amended as follows.

(2) In subsection (3)(a), after “Pensions Act (Northern Ireland) 2015” (inserted by Schedule 12) insert “, Part 5 of that Act”.

(3) In subsection (4), after paragraph (ag) (inserted by Schedule 12) insert—

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“(ah) to Part 5 of the Pensions Act (Northern Ireland) 2015;”.

(4) In subsection (5)—

(a) after “Pensions Act (Northern Ireland) 2015” (inserted by Schedule 12) insert “ or section 29 of that Act ”;

(b) after paragraph (ad) (inserted by Schedule 12) insert—

“(ae) bereavement support payment;”.

Commencement Information

I13 Sch. 16 para. 31 in operation at 9.2.2017 by S.R. 2017/37, art. 2(e)

32 In section 163 (inalienability), in subsection (1), before paragraph (b) insert—

“(ae) bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015;”.

Commencement Information

I14 Sch. 16 para. 32 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

33 In section 167(1) (interpretation), in the definition of “benefit”, at the end add “ and bereavement support payment under section 29 of the Pensions Act (Northern Ireland) 2015 ”.

Commencement Information

I15 Sch. 16 para. 33 in operation at 6.4.2017 by S.R. 2017/44, art. 2(2) (with arts. 3, 4)

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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