



# Pensions Act 2007

## 2007 CHAPTER 22

### PART 1

#### STATE PENSION

##### *Abolition of adult dependency increases*

#### **4 Category A and C retirement pensions: abolition of adult dependency increases**

- (1) The following provisions of the SSCBA are to cease to have effect on 6th April 2010—
  - (a) section 83 (pension increase: wife),
  - (b) section 84 (pension increase: husband), and
  - (c) section 85 (pension increase: person with care of children or qualifying young persons).
- (2) Paragraph 2 of Part 2 of Schedule 4 to the Pensions Act 1995 (c. 26) (which replaces sections 83 and 84 of the SSCBA with a new section 83A equalising pension increases for dependent spouses and civil partners with effect from 6th April 2010) is omitted.
- (3) Part 4 of Schedule 1 contains consequential amendments.
- (4) The amendments made by that Part of that Schedule have effect as from 6th April 2010.
- (5) Nothing in—
  - (a) the repeals in subsection (1),
  - (b) the amendments in Part 4 of Schedule 1, or
  - (c) the repeals in Part 2 of Schedule 7,applies in relation to a qualifying person at any time falling on or after 6th April 2010 but before the appropriate date.
- (6) In subsection (5) a “qualifying person” means a person who—
  - (a) has, before 6th April 2010, made a claim for a relevant increase in accordance with section 1 of the Administration Act; and

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**Changes to legislation:** *There are currently no known outstanding effects for the Pensions Act 2007, Cross Heading: Abolition of adult dependency increases. (See end of Document for details)*

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- (b) immediately before that date is either—
  - (i) entitled to the increase claimed, or
  - (ii) a beneficiary to whom section 92 of the SSCBA (continuation of awards where fluctuating earnings) applies in respect of that increase.
- (7) In subsection (5) “the appropriate date” means the earlier (or earliest) of—
  - (a) 6th April 2020;
  - (b) the date when the qualifying person ceases to be either entitled to the relevant increase or a beneficiary to whom section 92 of the SSCBA applies in respect of it;
  - (c) where the relevant increase is payable to the qualifying person under section 83 of that Act, the date on which his wife attains pensionable age.
- (8) In this section “relevant increase” means an increase in a Category A or Category C retirement pension under section 83, 84 or 85 of the SSCBA.

**Changes to legislation:**

There are currently no known outstanding effects for the Pensions Act 2007, Cross Heading:  
Abolition of adult dependency increases.