
STATUTORY INSTRUMENTS

2009 No. 2206

**The Social Security (State Pension and
National Insurance Credits) Regulations 2009**

PART 4

National insurance credits - amendment of secondary legislation

Amendment of the Social Security (Credits) Regulations 1975

28. The Social Security (Credits) Regulations 1975(1) are amended as follows.

29.—(1) Regulation 3 (general provisions relating to the crediting of contributions and earnings) is amended in accordance with this regulation.

(2) For paragraph (1)(a) substitute—

“(aa) in relation to short-term incapacity benefit, the second contribution condition specified in paragraph 2(3) of Schedule 3 (contribution conditions for entitlement to benefit) to the Contributions and Benefits Act;

(ab) in relation to—

(i) widowed mother’s allowance;

(ii) widowed parent’s allowance;

(iii) bereavement allowance; and

(iv) widow’s pension,

the second contribution condition specified in paragraph 5(3) of Schedule 3 to the Contributions and Benefits Act;

(ac) in relation to a Category A or Category B retirement pension—

(i) in the case of a retirement pension to which paragraph 5 of Schedule 3 to the Contributions and Benefits Act applies, the second contribution condition specified in paragraph 5(3); and

(ii) otherwise, the contribution condition specified in paragraph 5A(2) of Schedule 3 to that Act;”.

30.—(1) Regulation 9A is amended in accordance with this regulation.

(2) In paragraph (1), for “he” substitute “a person to whom this regulation applies”.

(3) After paragraph (1) insert—

“(1A) This regulation applies to a man born before 6th October 1954 but who has not attained the age of 65.”.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(4) For paragraph (2) substitute—

“(2) This regulation shall apply to—

- (a) the tax year in which a man attains the age which is pensionable age in the case of a woman born on the same day as that man; and
- (b) to any succeeding tax year,

but not including the tax year in which he attains the age of 65 or any subsequent tax year.”.