

**2011 No. 441 (C. 33)**

**PENSIONS**

**SOCIAL SECURITY**

**The Pensions (2008 No. 2 Act) (Commencement No. 6) Order  
(Northern Ireland) 2011**

*Made* - - - - *23rd December 2011*

The Department for Social Development makes the following Order in exercise of the powers conferred by section 118(1) of the Pensions (No. 2) Act (Northern Ireland) 2008(a).

**Citation**

1. This Order may be cited as the Pensions (2008 No. 2 Act) (Commencement No. 6) Order (Northern Ireland) 2011.

**Commencement of provisions**

2. The following provisions of the Pensions (No. 2) Act (Northern Ireland) 2008 shall come into operation on 3rd January 2012—

- (a) section 49 (monitoring of employers' payments to personal pension schemes) in so far as it relates to the powers to make regulations under section 107A of the Pension Schemes Act(b), for the purposes only of making regulations;
- (b) section 83 (additional State Pension etc.: minor and consequential amendments) in so far as it relates to the provisions listed in paragraph (c), and
- (c) in Schedule 3 (additional State Pension etc.: minor and consequential amendments)—
  - (i) paragraph 1 in so far as it relates to the provisions listed in sub-paragraphs (ii) to (xii) of this paragraph;
  - (ii) paragraphs 2 and 3;
  - (iii) paragraph 4(1) in so far as it relates to the provisions listed in sub-paragraph (iv) of this paragraph;
  - (iv) paragraph 4(2) and (3), except for sub-paragraphs (2)(b) and (3)(b) in so far as they relate to Schedule 4C to the Contributions and Benefits Act(c) (additional pension consolidation);
  - (v) paragraph 5;

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(a) 2008 c. 13 (N.I.)

(b) 1993 c. 49; section 107A was inserted by Article 10 of the Welfare Reform and Pensions (Northern Ireland) Order 1999 (S.I. 1999/3147 (N.I. 11)) and amended by Article 245 of, and Schedule 11 to, the Pensions (Northern Ireland) Order 2005 (S.I. 2005/255 (N.I. 1)) and is amended by section 49 of the Pensions (No. 2) Act (Northern Ireland) 2008

(c) 1992 c. 7; Schedule 4C is inserted by Schedule 2 to the Pensions (No. 2) Act (Northern Ireland) 2008

- (vi) paragraph 6(1) in so far as it relates to paragraph 6(2);
- (vii) paragraph 6(2);
- (viii) paragraph 7, except for sub-paragraph (a);
- (ix) paragraph 8, except for sub-paragraph (a);
- (x) paragraph 9(1) in so far as it relates to the provisions listed in sub-paragraph (xi) of this paragraph;
- (xi) paragraph 9(2) and (3), except for sub-paragraph (2)(c), and
- (xii) paragraphs 11 and 12.

Sealed with the Official Seal of the Department for Social Development on 23rd December 2011

(L.S.)

*Anne McCleary*

A senior officer of the Department for Social Development

#### **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order brings section 49 of the Pensions (No. 2) Act (Northern Ireland) 2008 (“the Act”) into operation on 3rd January 2012, for the purpose only of conferring power to make regulations under section 107A of the Pension Schemes (Northern Ireland) Act 1993. Section 49 amends section 107A so that the term “employee” includes a “jobholder”.

The Order also brings into operation certain provisions of Schedule 3 to the Act (and section 83 in so far as it relates to those provisions) on 3rd January 2012. Those provisions make minor and consequential amendments to the Social Security Contributions and Benefits (Northern Ireland) Act 1992 in relation to retirement pensions under Part II of that Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the Pensions (No. 2) Act (Northern Ireland) 2008 have been brought into operation by earlier commencement orders as from the dates shown.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Sections 61 and 62	26th January 2009	2009 No. 22 (C. 1)
Section 63	16th March 2011	2011 No. 108 (C. 7)
Section 78 (partially)	5th July 2010	2010 No. 50 (C. 2)
Section 79	6th April 2009	2009 No. 22 (C. 1)
Section 80 (partially)	6th April 2009	2009 No. 22 (C. 1)
(partially)	6th April 2009	2009 No. 147 (C. 9)
Sections 86 to 98	6th April 2011	2011 No. 108 (C. 7)
Section 99 (partially)	16th March 2011	2011 No. 108 (C. 7)
(partially)	6th April 2011	2011 No. 108 (C. 7)
Section 100 (partially)	1st April 2009	2009 No. 147 (C. 9)
Section 101	6th April 2011	2011 No. 108 (C. 7)
Section 103 (partially)	29th June 2009	2009 No. 249 (C. 16)
Section 104 (partially)	26th February 2010	2010 No. 50 (C. 2)
Section 105	6th April 2009	2009 No. 22 (C. 1)
Sections 106 and 107	26th January 2009	2009 No. 22 (C. 1)
Section 116 (partially)	6th April 2009	2009 No. 22 (C. 1)
(partially)	6th April 2011	2011 No. 108 (C. 7)
Schedule 1 (partially)	6th April 2009	2009 No. 22 (C. 1)
(partially)	6th April 2009	2009 No. 147 (C. 9)
Schedule 4 (partially)	6th April 2011	2011 No. 108 (C. 7)
Schedule 5	6th April 2011	2011 No. 108 (C. 7)
Schedule 6 (partially)	1st April 2009	2009 No. 147 (C. 9)
Schedule 8 (partially)	29th June 2009	2009 No. 249 (C. 16)
Schedule 9 (partially)	26th February 2010	2010 No. 50 (C. 2)
Schedule 10 (partially)	6th April 2009	2009 No. 22 (C. 1)
(partially)	6th April 2011	2011 No. 108 (C. 7)

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