STATUTORY RULES OF NORTHERN IRELAND

2016 No. 353

SOCIAL SECURITY

The Pensions (2015 Act) (Consequential Amendments) Order (Northern Ireland) 2016

Made - - - - 27th September 2016

Coming into operation in accordance with Article 1

Approved by resolution of the Assembly on 5th December 2016

The Department for Communities(**1**) makes the following Order in exercise of the powers conferred by section 50 of the Pensions Act (Northern Ireland) 2015(**2**).

Citation and commencement

1. This Order may be cited as the Pensions (2015 Act) (Consequential Amendments) Order (Northern Ireland) 2016 and shall come into operation—

(a) for the purposes of this Article and Articles 2 and 3, on 28th September 2016; and

(b) for the purposes of Article 4, immediately after paragraph 6 of Schedule 3 to the Welfare Reform (Northern Ireland) Order 2015(**3**) comes into operation.

Amendment of the Administration Act

2.—(1) The Administration Act is amended in accordance with paragraphs (2) to (6).

(2) In section 139(5) (effect of alteration in the component rates of income support)—

(a) in the definition of "alteration", in paragraph (b)(ii) after "132A"(**4**) insert ", 132B";

(b) in the definition of "applicable sums"(**5**)—

(i) for "section 132 or 132A" substitute "section 132, 132A or 132B"; and

(ii) for "section 150 or 150A" substitute "section 150, 150A or 151A"; and

(c) in the definition of "benefit income"(**6**), after paragraph (a) insert—

"(zaa) state pension under Part 1 of the Pensions Act (Northern Ireland) 2015;".

(**1**) *See* section 1(7) of the Departments Act (Northern Ireland) 2016 (c. 5 (N.I.))
(**2**) 2015 (c. 5 (N.I.))
(**3**) S.I. 2015/2006 (N.I. 1)
(**4**) Paragraph (b) of the definition of "alteration" was amended by paragraph 23(a) of Schedule 1 to the Pensions Act (Northern Ireland) 2008 (c. 1 (N.I.))
(**5**) The definition of "applicable sums" was substituted by paragraph 23(b) of Schedule 1 to the Pensions Act (Northern Ireland) 2008
(**6**) Paragraph (a) of the definition of "benefit income" was amended by paragraph 15 of Schedule 9 to the Welfare Reform (Northern Ireland) Order 2015

(3) In section 139A(5)(**7**) (effect of alteration of rates of a jobseeker's allowance)—

(a) in the definition of "alteration", in paragraph (b)(**8**) for "section 132 or 132A" substitute "section 132, 132A or 132B"; and

(b) in the definition of "benefit income"(**9**), after paragraph (a) insert—

"(zaa) state pension under Part 1 of the Pensions Act (Northern Ireland) 2015;".

(4) In section 139B(**10**) (effect of alterations affecting state pension credit)—

(a) in subsection (4)(a)(**11**) after "section 150, 150A" insert ", 151A"; and

(b) in subsection (6)—

(i) in the definition of "alteration", in paragraph (b)(**12**) for "section 132, 132A" substitute "section 132, 132A, 132B";

(ii) after the definition of "alteration" insert—

""applicable sums" has the same meaning as in section 139 above;" and

(iii) in the definition of "benefit income"(**13**), after "Contributions and Benefits Act" insert ", state pension under Part 1 of the Pensions Act (Northern Ireland) 2015".

(5) In section 139C(6)(**14**) (effect of alteration of rates of an employment and support allowance)—

(a) in the definition of "alteration", in paragraph (b)(**15**) for "section 132, 132A" substitute "section 132, 132A, 132B"; and

(b) in the definition of "benefit income"(**16**), after "Contributions and Benefits Act" insert ", state pension under Part 1 of the Pensions Act (Northern Ireland) 2015".

(6) In section 139D(**17**) (effect of alterations affecting universal credit)—

(a) in subsection (4)(a) after "section 150, 150A" insert ", 151A"; and

(b) in subsection (6)—

(i) in the definition of "alteration", in paragraph (b) for "section 132, 132A" substitute "section 132, 132A, 132B";

(ii) in the definition of "applicable sums"—

(aa) for "section 132, 132A" substitute "section 132, 132A, 132B"; and

(bb) for "section 150, 150A" substitute "section 150, 150A, 151A", and

(iii) in the definition of "benefit income" after "Contributions and Benefits Act" insert ", state pension under Part 1 of the Pensions Act (Northern Ireland) 2015".

(**7**) Section 139A was inserted by Article 26 of the Jobseekers (Northern Ireland) Order 1995 (S.I. 1995/2705 (N.I. 15))
(**8**) Paragraph (b) of the definition of "alteration" was amended by paragraph 24 of Schedule 1 to the Pensions Act (Northern Ireland) 2008
(**9**) Paragraph (a) of the definition of "benefit income" was amended by paragraph 16 of Schedule 9 to the Welfare Reform (Northern Ireland) Order 2015
(**10**) Section 139B was inserted by paragraph 15 of Schedule 2 to the State Pension Credit Act (Northern Ireland) 2002 (c. 14 (N.I.))
(**11**) Subsection (4)(a) was amended by paragraph 25(a) of Schedule 1 to the Pensions Act (Northern Ireland) 2008
(**12**) Paragraph (b) of the definition of "alteration" was amended by paragraph 25(b) of Schedule 1 to the Pensions Act (Northern Ireland) 2008
(**13**) The definition of "benefit income" was amended by paragraph 17 of Schedule 9 to the Welfare Reform (Northern Ireland) Order 2015
(**14**) Section 139C was inserted by paragraph 4(20) of Schedule 3 to the Welfare Reform Act (Northern Ireland) 2007 (c .2 (N.I.))
(**15**) Paragraph (b) of the definition of "alteration" was amended by paragraph 26 of Schedule 1 to the Pensions Act (Northern Ireland) 2008
(**16**) The definition of "benefit income" was amended by paragraph 18 of Schedule 9 to the Welfare Reform (Northern Ireland) Order 2015
(**17**) Section 139D was inserted by paragraph 19 of Schedule 2 to the Welfare Reform (Northern Ireland) Order 2015