STATUTORY RULES OF NORTHERN IRELAND

2006 No. 223

PENSIONS

The Occupational Pension Schemes (Contracting-out) (Amendment) Regulations (Northern Ireland) 2006

Made - - - -	*17th May 2006*
Coming into operation	*14th June 2006*

The Department for Social Development makes the following Regulations in exercise of the powers conferred by sections 17(1) and 177(2) to (4) of the Pension Schemes (Northern Ireland) Act 1993(**1**) and now vested in it(**2**).

Citation and commencement

1. These Regulations may be cited as the Occupational Pension Schemes (Contracting-out) (Amendment) Regulations (Northern Ireland) 2006 and shall come into operation on 14th June 2006.

Amendment of the Occupational Pension Schemes (Contracting-out) Regulations 1996

2. In regulation 60 of the Occupational Pension Schemes (Contracting-out) Regulations (Northern Ireland) 1996(**3**) (payment of a guaranteed minimum pension as a lump sum)—

(a) in paragraph (1)(b)(i)(aa) for "of that Part" there shall be substituted "of Part 1 of Schedule 29 to that Act", and

(b) after paragraph (2) there shall be added the following paragraphs—

"(3) Subject to paragraph (4), for the purposes of section 17(1) of the Act further circumstances are where the payment of a lump sum—

(a) is authorised under section 164 of the 2004 Act(**4**);

(b) is permitted by the lump sum rule in section 166 of that Act, and

(c) qualifies as a serious ill-health lump sum for the purposes of paragraph 4 of Part 1 of Schedule 29 to that Act.

(4) Where—

(**1**) 1993 c. 49; section 17(1) was substituted by Article 261(1) of the Pensions (Northern Ireland) Order 2005 (S.I. 2005/255 (N.I. 1))
(**2**) *See* Article 8(b) of S.R. 1999 No. 481
(**3**) S.R. 1996 No.493; regulation 60 was substituted by Article 28(10) of S.I. 2006/744
(**4**) The definition of "2004 Act" was inserted by Article 28(2)(c) of S.I. 2006/744