1989 No. 354

SOCIAL SECURITY

The Occupational Pension Schemes (Transitional Provisions and Savings) Regulations (Northern Ireland) 1989

Made	*25th August 1989*
Coming into operation . .	*28th August 1989*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 31(3) of the Social Security (Northern Ireland) Order 1989(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Occupational Pension Schemes (Transitional Provisions and Savings) Regulations (Northern Ireland) 1989 and shall come into operation on 28th August 1989.

(2) In these regulations "the Order" means the Social Security (Northern Ireland) Order 1989, and terms defined in the Pensions Order have the same meaning.

Savings in respect of amendments to the Pensions Order

2.—(1) If an earner ceased to be in contracted-out employment by reference to an occupational pension scheme other than a money purchase contracted-out scheme before paragraphs 2 and 3 of Schedule 6 to the Order(**b**) came into operation, Articles 43A and 43B of the Pensions Order(**c**) (which deal with the protection of pensions) apply in relation to the earner and the earner's widow or widower as if those paragraphs had not come into operation.

(2) If an earner was in contracted-out employment by reference to an occupational pension scheme other than a money purchase contracted-out scheme immediately before paragraphs 2 and 3 of Schedule 6 to the Order came into operation and—

(**a**) S.I. 1989/1342 (N.I. 13)

(**b**) Paragraphs 2 and 3 of Schedule 6 came into operation on 23rd August 1989 by virtue of Article 1(3) of the Social Security (Northern Ireland) Order 1989

(**c**) Articles 43A and 43B were inserted by Schedule 4 to the Health and Social Security (Northern Ireland) Order 1984 (S.I. 1984/1158 (N.I. 8)); Article 43A was amended by Article 8(1) and (2) of, and paragraphs 14 and 15 of Schedule 5 to, and Schedule 6 to, the Social Security (Northern Ireland) Order 1985 (S.I. 1985/1209 (N.I. 16)) and by paragraph 7(1)(*d*) of Schedule 2 to, and paragraph 11 of Schedule 9 to, the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18)); Article 43B was amended by Article 8(3), (4) and (5) of, and paragraph 16 of Schedule 5 to, and Schedule 6 to, the Social Security (Northern Ireland) Order 1985. *See also* Article 11(4)(*f*) of the Social Security (Northern Ireland) Order 1986