1987 No. 278

SOCIAL SECURITY

The Contracting-out (Widowers' Guaranteed Minimum Pensions) Regulations (Northern Ireland) 1987

Made	*10th July 1987*
Coming into operation	*6th April 1988*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 38(7A) of the Social Security Pensions (Northern Ireland) Order 1975(**a**) and Article 11(6) of the Social Security (Northern Ireland) Order 1986(**b**) 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 Contracting-out (Widowers' Guaranteed Minimum Pensions) Regulations (Northern Ireland) 1987 and shall come into operation on 6th April 1988.

(2) In these regulations "the principal regulations" means the Occupational Pension Schemes (Contracting-out) Regulations (Northern Ireland) 1985(**c**).

Amendment of the principal regulations

2.—(1) The principal regulations shall be amended in accordance with paragraph (2).

(2) After regulation 30A there shall be inserted the following regulations—

"*Circumstances in which widower's pension is to be payable*

30B. For the purposes of Article 38(7A) (for a scheme to be contracted-out it must provide for an earner's widower's pension to be payable in prescribed circumstances and for a prescribed period) the prescribed circumstances are that—

(*a*) the widower and the earner were both over pensionable age when the earner died;

(*b*) the widower is entitled to child benefit (which expression has in this regulation the same meaning as in the Child Benefit (Northern Ireland) Order 1975(**d**)) in respect of a child who is, or residing with a child under 16 who is—

(**a**) S.I. 1975/1503 (N.I. 15); Article 38(7A) is inserted by Article 11(3)(*c*) of the Social Security (Northern Ireland) Order 1986 (S.I. 1986/1888 (N.I. 18))
(**b**) S.I. 1986/1888 (N.I. 18)
(**c**) S.R. 1985 No. 259; the relevant amending regulations are S.R. 1985 No. 357
(**d**) S.I. 1975/1504 (N.I. 16)