1986 No. 57

SOCIAL SECURITY

The Occupational Pension Schemes (Contracting-out) (Amendment) Regulations (Northern Ireland) 1986

Made . . . . . *27th February 1986*

Coming into operation . . . . *6th April 1986*

The Department of Health and Social Services, in exercise of the powers conferred on it by Articles 2(4), 40(1) to (1C), 44, 45(4) and (6), 47(1), 48(9A) and 53 of, and paragraph 6 of Schedule 2 to, the Social Security Pensions (Northern Ireland) Order 1975(**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 (Contracting-out) (Amendment) Regulations (Northern Ireland) 1986 and shall come into operation on 6th April 1986.

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

Amendment of the principal regulations

2.—(1) The principal regulations shall be amended in accordance with the provisions of this regulation.

(2) After paragraph (1A)(**c**) of regulation 17 there shall be inserted the following paragraph—

"(1B) For the purposes of Articles 44 and 45 (premium on termination of contracted-out employment) and 47 (premium where guaranteed minimum pension excluded from full revaluation) the prescribed person is—

(*a*) in a case where the earner's service in employment which is contracted-out employment by reference to a scheme is terminated before 6th April 1987, the earner's employer;

(*b*) in a case where it is terminated on or after 6th April 1987, the trustees of the scheme.".

(3) In regulation 17(2) for "Articles 44 to 47" there shall be substituted "paragraph (1B)".

(4) In regulation 17(2)(*a*) for "(*b*) to (*f*)" there shall be substituted "(*b*) to (*e*)".

(5) Regulation 17(2)(*f*) and the word "and" immediately preceding it are revoked.

(**a**) S.I. 1975/1503 (N.I. 15); Article 40(1) was substituted, and Articles 40(1A) to (1C) were inserted, by Article 13 of the Health and Social Security (Northern Ireland) Order 1984 (S.I. 1984/1158 (N.I. 8)); Articles 44, 45(4) and (6) and 47(1) were amended, and Article 48(9A) was inserted, by Article 25(1) of, and paragraphs 17 and 21 of Schedule 5 to, the Social Security (Northern Ireland) Order 1985 (S.I. 1985/1209 (N.I. 16)); Article 47(1) was also amended by Article 18(7) of the Social Security (Miscellaneous Provisions) (Northern Ireland) Order 1977 (S.I. 1977/610 (N.I. 11)); and paragraph 6 of Schedule 2 was amended by Article 4(11) of the Social Security (Northern Ireland) Order 1980 (S.I. 1980/870 (N.I. 8))

(**b**) S.R. 1985 No. 259; the relevant amending regulations are S.R. 1985 No. 355

(**c**) Paragraph (1A) was inserted by S.R. 1985 No. 355