1981 No. 375

SOCIAL SECURITY

The Social Security (Widow's Benefit, Retirement Pensions and Other Benefits) (Transitional) (Amendment) Regulations (Northern Ireland) 1981

Made . . . . . 16th November 1981

Coming into operation . . . 14th December 1981

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 72 of the Social Security Pensions (Northern Ireland) Order 1975(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations which correspond to provision contained in regulations made by the Secretary of State for Social Services in relation to Great Britain and which accordingly, by virtue of section 10(2) of, and paragraph 21 of Schedule 3 to, the Social Security Act 1980(**b**) are not subject to the requirement of section 10(1) of that Act for prior reference to the Social Security Advisory Committee:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Social Security (Widow's Benefit, Retirement Pensions and Other Benefits) (Transitional) (Amendment) Regulations (Northern Ireland) 1981 and shall come into operation on 14th December 1981.

(2) In these regulations "the principal regulations" means the Social Security (Widow's Benefit, Retirement Pensions and Other Benefits) (Transitional) Regulations (Northern Ireland) 1979(**c**).

Amendment of regulation 7 of the principal regulations

2. In regulation 7(10)(*a*) of the principal regulations for "during" there shall be substituted "in respect of".

Insertion of regulation 12A in the principal regulations

3. After regulation 12 of the principal regulations there shall be inserted the following regulation—

"*Provision relating to increase of a woman's Category A or B retirement pension on termination of marriage*

12A. In the case of a woman—

(*a*) who before 6th April 1979 was or, if both she and her husband had retired immediately before that date, would have been entitled under section 29(10)(*a*) of the Act(**d**) (increase of a woman's Category B retirement pension where her husband deferred his retirement) to an increase of the weekly rate of her Category B retirement pension, and

(*b*) whose marriage has terminated on or after 6th April 1979,

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(**a**) S.I. 1975/1503 (N.I. 15)
(**b**) 1980 c. 30
(**c**) S.R. 1979 No. 244
(**d**) Section 29(10) of the Social Security (Northern Ireland) Act 1975 (c. 15) was repealed from 6th April 1979 by section 74(2) of, and Schedule 6 to, the Social Security Pensions (Northern Ireland) Order 1975 (S.I. 1975/1503 (N.I. 15))