1979 No. 391

SOCIAL SECURITY

The Social Security (Maximum Additional Component) Regulations (Northern Ireland) 1979

Made . . . . . *9th November* 1979

Coming into operation . . . *9th November* 1979

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 11(3) 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:

Citation and interpretation

1.—(1) These regulations may be cited as the Social Security (Maximum Additional Component) Regulations (Northern Ireland) 1979.

(2) In these regulations "the Pensions Order" means the Social Security Pensions (Northern Ireland) Order 1975 and other expressions have the same meaning as in the Social Security (Northern Ireland) Act 1975(b).

Prescribed maximum additional component

2. For the purposes of Article 11(3) of the Pensions Order (increase of additional component of Category A retirement pension for surviving spouses) the maximum additional component shall be the amount of additional component to which a person would have been entitled under Article 8 of the Pensions Order if—

(*a*) he had reached pensionable age and retired on the day on which the surviving spouse would, but for section 27(6) of the Social Security (Northern Ireland) Act 1975 (prevention of double entitlement), have become entitled both—

(i) to a Category A retirement pension, and

(ii) to a Category B retirement pension under Article 10 of the Pensions Order or to a Category B retirement pension under section 29 of the Social Security (Northern Ireland) Act 1975 by virtue of the contributions of a husband who has died,

or would have become so entitled if he or she had retired; and

(*b*) in respect of each relevant year he had had an earnings factor which, before any increase under Article 23 of the Pensions Order, is equal to 53 times that year's upper earnings limit.

(a) S.I. 1975/1503 (N.I. 15)
(b) 1975 c. 15