1976 No. 78

SOCIAL SECURITY

The Occupational Pensions Board (Contracting-out Certificates) Regulations (Northern Ireland) 1976

Made . . . . . *26th February* 1976
Coming into operation . . . *5th April* 1976

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 33(5) and (7) 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, commencement and interpretation

1.—(1) These regulations may be cited as the Occupational Pensions Board (Contracting-out Certificates) Regulations (Northern Ireland) 1976, and shall come into operation on 5th April 1976.

(2) In these regulations—

"the Board" means the Occupational Pensions Board;

"the Certification Regulations" means the Occupational Pension Schemes (Certification of Employments) Regulations (Northern Ireland) 1976(b);

"the Determinations and Review Procedure Regulations" means the Occupational Pensions Board (Determinations and Review Procedure) Regulations 1976(c);

"employer" has the same meaning as in the Certification Regulations;

"scheme" means an occupational pension scheme.

Board's refusal to give effect to an election

2.—(1) The Board may refuse to give effect to an election made by an employer with a view to the issue of a contracting-out certificate if they are not satisfied that he has complied with the provisions of regulations 2 to 6 of the Certification Regulations.

(2) The Board may refuse to give effect to an election made by an employer with a view to the variation or surrender of a contracting-out certificate if they are not satisfied that he has complied with the provisions of paragraphs (1) to (5) of regulation 10 of the Certification Regulations, except in a case where the Board have under paragraph (1) of that regulation approved the making of the election without such compliance.

Effective date of cancellation, variation or surrender of a contracting-out certificate

3.—(1) The variation or surrender of a contracting-out certificate under regulation 3(5) of the Determinations and Review Procedure Regulations shall have effect from such date as the Board may specify, which may, where the Board consider it appropriate, be earlier than the date of the determination under regulation 3(1) of those regulations, but not earlier than the date from which the certificate had effect.

(a) S.I. 1975/1503 (N.I. 15) (b) S.R. 1976 No. 5 (c) S.I. 1976/185