1986 No. 139

SOCIAL SECURITY

The Social Security Revaluation of Earnings Factors Order (Northern Ireland) 1986

Made	*9th May 1986*
Coming into operation . . .	*5th June 1986*

Whereas the Secretary of State for Social Services has made an order(**a**) under section 21 of the Social Security Pensions Act 1975(**b**):

Now, therefore, the Department of Health and Social Services, in exercise of the powers conferred on it by Article 23 of the Social Security Pensions (Northern Ireland) Order 1975(**c**) and of all other powers enabling it in that behalf, hereby makes the following order:

Citation and commencement

1. This order may be cited as the Social Security Revaluation of Earnings Factors Order (Northern Ireland) 1986 and shall come into operation on 5th June 1986.

Revaluation of earnings factors

2. The earnings factors relevant—

(*a*) to the calculation—

(i) of the additional component in the rate of any long-term benefit; or

(ii) of any guaranteed minimum pension; or

(*b*) to any other calculation required under Part IV of the Social Security Pensions (Northern Ireland) Order 1975 (including that Part as modified by or under any other enactment),

are directed to be increased for the tax years specified in the Schedule by the percentage of their amount shown opposite the said tax years in the Schedule.

Rounding of fractional amounts

3. Where any earnings factor as increased in accordance with this order would not but for this Article be expressed as a whole number of pounds, it shall be so expressed by the rounding down of any fraction of a pound less than one half and the rounding up of any other fraction of a pound.

Sealed with the Official Seal of the Department of Health and Social Services on 9th May 1986.

(L.S.) *A. N. Burns*

Assistant Secretary

(**a**) S.I. 1986/809

(**b**) 1975 c. 60; section 21 was amended by section 10 of the Social Security Act 1979 (c. 18), sections 3(3) and 21(4) of, and Part I of Schedule 5 to, the Social Security Act 1980 (c. 30) and section 4 of, and paragraphs 1 and 7 of Schedule 3 to, the Social Security Act 1985 (c. 53)

(**c**) S.I. 1975/1503 (N.I. 15); Article 23 was amended by Article 6 of, and paragraphs 1 and 7 of Schedule 3 to, the Social Security (Northern Ireland) Order 1985 (S.I. 1985/1209) (N.I. 16))

SCHEDULE

Tax year	*Increase*
1978-79	140·7 per cent.
1979-80	112·3 per cent.
1980-81	77·4 per cent.
1981-82	48·5 per cent.
1982-83	35·0 per cent.
1983-84	25·3 per cent.
1984-85	16·1 per cent.
1985-86	8·9 per cent.

EXPLANATORY NOTE

(This note is not part of the Order.)

This order which corresponds to an order (S.I. 1986/809) made by the Secretary of State for Social Services under section 21 of the Social Security Pensions Act 1975 directs that the earnings factors relevant to the calculation of the additional component in the rate of any long-term benefit or of any guaranteed minimum pension or to any other calculation required under Part IV of the Social Security Pensions (Northern Ireland) Order 1975 ("the Pensions Order") for the tax years specified in the Schedule are to be increased by the percentage of their amount specified in that Schedule. The percentage for the tax year 1985-86 has been fixed at 8·9 per cent: those for earlier years have also been increased. The order also provides for the rounding of fractional amounts.

For the purpose of certain occupational pension schemes which are contracted-out under Part IV of the Pensions Order, the increases made by this order are applied, by Articles 36(5)(*b*) and 39(2)(*b*), to the calculation of the earner's average annual salary, by Articles 37(5) and 43C(4A), to the earnings factor used in calculating his guaranteed minimum pension and by Articles 46(6)(*a*) and 47(3)(*a*) for the purpose of determining the amount of any state scheme premium.

In certain cases where guaranteed minimum pensions are preserved under arrangements approved by the Occupational Pensions Board under Article 46 of the Pensions Order, Article 37(5) has effect subject to provisions set out in Article 17(1) of the Social Security (Miscellaneous Provisions) (Northern Ireland) Order 1977 (S.I. 1977/610 (N.I. 11)) ("the 1977 Order"). Article 43C(4A) of the Pensions Order was inserted by, and Articles 46(6)(*a*) and 47(3)(*a*) of the Pensions Order and Article 17(1) of the 1977 Order were all amended by, Article 6 of, and Schedule 3 to, the Social Security (Northern Ireland) Order 1985.