1991 No. 15

SOCIAL SECURITY

The Occupational Pension Schemes (Transitional Provisions and Savings) (Amendment) Regulations (Northern Ireland) 1991

Made . . . . . *16th January 1991*

Coming into operation . . *7th February 1991*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 22(3) of the Social Security (Northern Ireland) Order 1990(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Occupational Pension Schemes (Transitional Provisions and Savings) (Amendment) Regulations (Northern Ireland) 1991 and shall come into operation on 7th February 1991.

Amendment of the Occupational Pension Schemes (Transitional Provisions and Savings) Regulations (Northern Ireland) 1990

2. In regulation 2(2) of the Occupational Pension Schemes (Transitional Provisions and Savings) Regulations (Northern Ireland) 1990(**b**)—

(*a*) at the end of sub-paragraph (*e*) "or" shall be omitted; and

(*b*) after sub-paragraph (*f*) there shall be added "; or" and the following sub-paragraph—

"(*g*) where before 3rd July 1990 a request in writing was received by the Department or the Department of Social Security for information required in order to make a submission to the Commissioners of Inland Revenue for the approval of a proposal to make the payment to the employer".

Sealed with the Official Seal of the Department of Health and Social Services on 16th January 1991.

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

(**a**) S.I. 1990/1511 (N.I. 15)
(**b**) S.R. 1990 No. 306

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Occupational Pension Schemes (Transitional Provisions and Savings) Regulations (Northern Ireland) 1990 (''the 1990 Regulations'') in order to make further transitional provisions and savings in connection with the coming into operation of Article 13(3) to (6) of the Social Security (Northern Ireland) Order 1990 (''the Order'').

Article 13(3) to (6) of the Order limits the circumstances in which payments can be made to an employer out of the resources of an occupational pension scheme. Regulation 2 of the 1990 Regulations makes provision for certain kinds of payment to be made even if the circumstances set out in Article 13(3) to (6) of the Order do not exist.

Regulation 2 of these regulations, by amending regulation 2 of the 1990 Regulations, makes provision for a payment to be made to an employer from the resources of an occupational pension scheme where, before 3rd July 1990, a request in writing was received by the Department of Health and Social Services or the Department of Social Security for information required in order to make a submission to the Commissioners of Inland Revenue for approval of a proposal to make the payment.

Article 22(3) of the Order, the enabling provision under which these regulations are made, came into operation on 14th August 1990 by virtue of Article 1(4)(*b*) of the Order.