

Pensions (Special Rules for End of Life) Bill

EXPLANATORY NOTES

Explanatory notes to the Bill, prepared by the Department for Work and Pensions with the consent of Mr Laurence Robertson, the Member in charge of the Bill, are published separately as Bill 20—EN.

Pensions (Special Rules for End of Life) Bill

[AS INTRODUCED]

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[AS INTRODUCED]

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B I L L

TO

Change the period of life expectancy relevant to certain pension rules.

BE IT ENACTED by the King’s most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Changes to periods of life expectancy

- (1) In Schedule 7 to the Pensions Act 2004, in paragraph 25B(3) (meaning of “terminally ill”), for “6 months” substitute “12 months”.
- (2) In Schedule 5 to the Pensions Act 2008, in paragraph 12(3) (meaning of “terminally ill”), for “6 months” substitute “12 months”. 5
- (3) In Schedule 6 to the Pensions (Northern Ireland) Order 2005 (S.I. 2005/255 (N.I. 1)), in paragraph 25B(3) (meaning of “terminally ill”), for “six months” substitute “12 months”.
- (4) In Schedule 4 to the Pensions (No. 2) Act (Northern Ireland) 2008 (c. 13 (N.I.)), in paragraph 12(3) (meaning of “terminally ill”), for “six months” substitute “12 months”. 10
- (5) *In the Financial Assistance Scheme Regulations 2005 (S.I. 2005/1986)–*
 - (a) *in regulation 2(9) (meaning of “terminally ill”), for “six months” substitute “12 months”;*
 - (b) *in regulation 17(3D)(b)(i) (period of life expectancy in relation to progressive disease), for “six months” substitute “12 months”.* 15

2 Extent and commencement

- (1) Subsections (1) and (2) of section 1 extend to England and Wales and Scotland.
- (2) Subsections (3) and (4) of section 1 extend to Northern Ireland.
- (3) Section 1(5), this section and section 3 extend to England and Wales, Scotland and Northern Ireland. 20
- (4) Subsections (1), (2) and (5) of section 1 come into force on such day or days as the Secretary of State may by regulations appoint.

- (5) Subsections (3) and (4) of section 1 come into force on such day or days as the Department for Communities in Northern Ireland may by order appoint.
- (6) This section and section 3 come into force on the day on which this Act is passed.
- (7) Regulations under subsection (4) may contain such transitional or saving provision as the Secretary of State considers appropriate. 5
- (8) An order under subsection (5) may contain such transitional or saving provision as the Department for Communities in Northern Ireland considers appropriate.
- (9) Regulations made by the Secretary of State under subsection (4) are to be made by statutory instrument. 10
- (10) The power of the Department for Communities in Northern Ireland to make an order under subsection (5) is exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (S.I. 1979/1573 (N.I. 12)). 15

3 Short title

This Act may be cited as the Pensions (Special Rules for End of Life) Act 2024.

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Presented by Mr Laurence Robertson

Ordered, by The House of Commons, to be
Printed, 6th December 2023.

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