



Statutory Document No. 82/93

**PENSION SUPPLEMENT SCHEME 1992 (AMENDMENT) SCHEME 1993**

*Approved by Tynwald*

16 March 1993

*Coming into operation*

5 April 1993

*Citation, commencement and interpretation*

1. This Scheme may be cited as the Pension Supplement Scheme 1992 (Amendment) Scheme 1993 and shall come into operation on 5 April 1993.

*Amendment of the Pension Supplement Scheme 1992*

2. (1) The Pension Supplement Scheme 1992(a) shall be amended in accordance with sub-paragraphs (2) to (4).

- (2) For paragraph 1(b) substitute -

"(b) is, or is treated under paragraph 1A as being, entitled to a payment of a qualifying benefit from the Department; and".

- (3) After paragraph 1 insert paragraph 1A -

*"Circumstances in which a person is to be treated as entitled to a qualifying benefit*

1A. For the purpose of paragraph 1(b) a person shall be treated as entitled to a payment of a qualifying benefit from the Department if he would be so entitled but for any provision of the Overlapping Benefit Regulations".

- (4) In paragraph 13 (Interpretation) after the definition "Isle of Man insured person" insert

"Overlapping Benefit Regulations" means the Social Security (Overlapping Benefits) Regulations 1979(b) as those regulations have effect in the Island(c)".

Made this 11th day of February 1993

B MAY M.H.K.

Minister for Health and Social Security

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(a) G.C. 429/92; (b) S.I. 1979/597; (c) G.C. 207/79.

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**EXPLANATORY NOTE**

(This note is not part of the Scheme)

1. The Pension Supplement Scheme 1992 provides that to be entitled to the payment of a Pension Supplement a person must, inter alia, be entitled to a payment of a qualifying benefit.
2. This Scheme amends the Pension Supplement Scheme 1992 so as to provide that to be entitled to the payment of a Supplement a person must be, or be treated as being, entitled to the payment of a qualifying benefit.
3. The effect of this amendment is to provide that where a person has an underlying title to a qualifying benefit, but that qualifying benefit is not in payment because of the provisions of the Overlapping Benefit Regulations, then for the purposes of the Pension Supplement Scheme 1992, that person shall be treated as being in receipt of a qualifying benefit.