

SCHEDULES

SCHEDULE 2

Article 7(4).

THE RESERVED REGULATORY FUNCTIONS

PART 1

FUNCTIONS UNDER THE PENSION SCHEMES ACT

1. The power by direction under section 95(4) to grant an extension of the period within which the trustees or managers of a scheme are to carry out certain duties.
2. The power by direction under section 97J(2) to extend the period for compliance with a transfer notice.
3. The power under regulations made by virtue of section 164(4) to require a person to pay a penalty.

PART 2

FUNCTIONS UNDER THE 1995 ORDER

4. The power to make an order under Article 3(1) prohibiting a person from being a trustee.
5. The power to make an order under Article 3(3) revoking such an order.
6. The power to make an order under Article 4(1) suspending a trustee.
7. The power to make an order under Article 4(2) extending the period for which an order under Article 4(1) of that Order has effect.
8. The power to make an order under Article 4(5) revoking an order under Article 4(1) of that Order suspending a trustee.
9. The power to make an order appointing a trustee under any of the following provisions of Article 7—
 - (a) paragraph (1) where a trustee is removed by an order under Article 3 (prohibition orders);
 - (b) paragraph (3)(a) or (c).
10. The power under Article 9 to exercise by order the same jurisdiction and powers as the High Court for vesting property in, or transferring property to, trustees in consequence of the appointment or removal of a trustee.
11. The power to require a person to pay a penalty under Article 10 (including under regulations made by virtue of paragraph (3) of that Article).
12. The power to make an order under Article 11 directing or authorising an occupational pension scheme to be wound up.
13. The power to give directions to trustees under Article 15.

14. The power under Article 29(5) to give a notice waiving a disqualification under Article 29 of that Order.

15. The power under Article 30(2) to exercise by order the same jurisdiction and powers as the High Court for vesting property in, or transferring property to, the trustees where a trustee becomes disqualified under Article 29 of that Order.

16. The power to make an order under Article 67G(2) by virtue of which any modification of, or grant of rights under, an occupational pension scheme is void to any extent.

17. The power to make an order under Article 67H(2) prohibiting, or specifying steps to be taken in relation to, the exercise of a power to modify an occupational pension scheme.

18. The power to make an order under Article 69 authorising the modification of an occupational pension scheme or modifying the scheme.

19. The power to make an order under Article 71A modifying an occupational pension scheme with a view to ensuring that it is properly wound up.

PART 3

FUNCTIONS UNDER THE 1999 ORDER

20. The power by direction under Article 4(3)(b) to remove a scheme from the register of stakeholder pension schemes.

PART 4

FUNCTIONS UNDER THIS ORDER

21. The power to make or extend a restraining order under Article 16.

22. The power to make an order under Article 16(10) permitting payments out of an account that is subject to a restraining order.

23. The power to make a repatriation order under Article 17.

24. The power to make a freezing order under Article 19.

25. The power to make an order under Article 21(3) extending the period for which a freezing order has effect.

26. The power to make an order under Article 22 validating action taken in contravention of a freezing order.

27. The power to make an order under Article 24 directing that specified steps are taken.

28. The power to make an order under Article 26 giving a direction where a freezing order ceases to have effect.

29. The power to make an order under Article 27(3) directing the notification of members.

30. The power to issue a contribution notice under Article 34.

31. The power to issue a direction under Article 37(4) to the trustees or managers of an occupational pension scheme.

32. The power to issue a revised contribution notice under Article 37(9).

33. The power to issue a financial support direction under Article 39.

- 34. The power to issue a contribution notice under Article 43.
- 35. The power to issue a direction under Article 46(4) to the trustees or managers of an occupational pension scheme.
- 36. The power to issue a revised contribution notice under Article 46(9).
- 37. The power to make a restoration order under Article 48.
- 38. The power to issue a contribution notice under Article 51.
- 39. The power to issue a notice under Article 66 requiring a report to be provided to the Regulator.
- 40. The power to make a direction under Article 71(8) extending the retention period for documents taken into possession under Article 70.
- 41. The power to make a direction under Article 73(10) extending the retention period for documents taken into possession under that Article.
- 42. The power to make an order under Article 210 modifying a scheme, giving directions or imposing a schedule of contributions.
- 43. The power to issue a ring-fencing notice under Article 268.
- 44. The power to vary or revoke under Article 96—
 - (a) a determination made by the Determinations Panel whether to exercise one of the other functions listed in this Schedule, or
 - (b) an order, notice or direction made, issued or given in the exercise of one of those functions—
 - (i) by the Panel, or
 - (ii) by the Regulator in compliance with a direction of the Tribunal under Article 97.