
STATUTORY RULES OF NORTHERN IRELAND

2017 No. 59

**The Pension Protection Fund (Modification)
(Amendment) Regulations (Northern Ireland) 2017**

Amendment of the Pension Protection Fund (Compensation) Regulations

2. In regulation 20 of the Pension Protection Fund (Compensation) Regulations (Northern Ireland) 2005⁽¹⁾ (application of compensation cap where compensation becomes payable on different dates)—

(a) for sub-paragraph (6A) (as inserted by regulation 20(3)) substitute—

“(6A) Where sub-paragraph (6B) or sub-paragraph (6BA) applies to a person, sub-paragraphs (6C) and (6D) apply (instead of sub-paragraph (1)) in relation to the entitlements referred to in the sub-paragraph which applies to him.”;

(b) for sub-paragraph (6B) (as inserted by regulation 20(3)) substitute—

“(6B) This sub-paragraph applies if—

(a) a person becomes entitled to relevant compensation in respect of a benefit (“benefit A”) that is attributable to a pension credit from a transferor, and

(b) before the person becomes entitled to relevant compensation in respect of benefit A, he has become entitled to—

(i) relevant compensation in respect of one or more other benefits under the scheme or a connected occupational pension scheme that are also attributable to a pension credit from the same transferor (“benefit or benefits C”), or

(ii) one or more lump sums under the scheme or a relevant connected occupational pension scheme (“sum or sums L”) that are also attributable to a pension credit from the same transferor.”;

(c) after sub-paragraph (6B) (as substituted by regulation 2(b) of these Regulations) insert—

“(6BA) This paragraph applies if—

(a) a person becomes entitled to relevant compensation in respect of a benefit (“benefit A”) that is attributable to the person’s pensionable service, and

(b) before the person becomes entitled to relevant compensation in respect of benefit A, he has become entitled to—

(i) relevant compensation in respect of one or more other benefits under the scheme or a connected occupational pension scheme that are also attributable to his pensionable service (“benefit or benefits C”), or

(ii) one or more lump sums under the scheme or a relevant connected occupational pension scheme (“sum or sums L”) that are also attributable to his pensionable service.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(6BB) For the purposes of sub-paragraphs (6B)(b)(ii) and (6BA)(b)(ii), a scheme is a relevant connected compensation pension scheme if it is an eligible scheme when the person becomes entitled to the relevant compensation in respect of benefit A.”;

(d) after sub-paragraph (6G) (as inserted by regulation 20(3)) insert—

“(6GA) Where sub-paragraph (6B) or (6BA) applies, “the compensation cap” has the meaning given by paragraph 26A, except that the reference in sub-paragraph (2) of that paragraph to the length of the person’s pensionable service is to be treated as if it were a reference to the total length of the person’s pensionable service at the time when he becomes entitled to the relevant compensation in respect of benefit A.”.