
DRAFT STATUTORY INSTRUMENTS

2006 No.

PENSIONS

TERMS AND CONDITIONS OF EMPLOYMENT

The Occupational and Personal Pension
Schemes (Consultation by Employers and
Miscellaneous Amendment) Regulations 2006

Made - - - - 2006
Coming into force in accordance with
regulation 1(2) and (3)

THE OCCUPATIONAL AND PERSONAL PENSION
SCHEMES (CONSULTATION BY EMPLOYERS AND
MISCELLANEOUS AMENDMENT) REGULATIONS 2006

Introductory

1. Citation, commencement and extent
2. Interpretation

Application of Regulations

3. Application
4. Excluded employers: occupational pension schemes
5. Excluded employers: personal pension schemes

Restriction on decision-making pending completion of consultation

6. Consultation required before decisions to make listed changes affecting schemes
7. Notifications to employers and duty to consult
8. Listed changes: occupational pension schemes
9. Listed changes: personal pension schemes
10. Listed changes: exclusions

Information provision and consultation

11. Requirement to provide information
12. Consultation under existing arrangements

13. Consultation in cases not covered by regulation 12
14. Election of representatives
15. Conduct of consultation
16. End of consultation

Miscellaneous

17. Employment rights and protections in connection with consultation
 18. Exclusivity of remedy
 19. Powers of the Regulator to waive or relax requirements
 20. Waiver or relaxation of requirements: amendment of Schedule 2 to the Pensions Act 2004
 21. Waiver or relaxation of requirements: prescribed regulatory function
 22. Miscellaneous amendment
- Signature

SCHEDULE — Employment rights and protections in connection with consultation

1. In this Schedule— “the 1996 Act” means the Employment Rights...

Right to time off and remuneration

2. (1) An employee who— (a) is a representative falling within...
3. (1) An employee who is permitted to take time off..
4. (1) An employee may present a complaint to an employment...

Protections against unfair dismissal

5. (1) An employee who is dismissed and to whom sub-paragraph...
6. (1) In section 105 of the 1996 Act (redundancy as...

Protections from suffering other detriment in employment

7. (1) An employee to whom sub-paragraph (2) or (4) applies...
8. (1) An employee may present a complaint to an employment...

Conciliation and appeals

9. In section 18(1) of the Employment Tribunals Act 1996 (which...
10. In section 21(1) of the Employment Tribunals Act 1996 (circumstances...

Miscellaneous

11. Any provision in any agreement (whether an employee’s contract or...
12. (1) Any provision in any agreement (whether an employee’s contract...
13. (1) For the purposes of paragraph 12(3) the conditions regulating...

Explanatory Note