



Welfare Reform and Pensions Act 1999

1999 CHAPTER 30

PART II

PENSIONS: GENERAL

Pensions and bankruptcy

14 No forfeiture on bankruptcy of rights under pension schemes.

(1) In the ^{M1}Pension Schemes Act 1993, after section 159 there shall be inserted—

“159A No forfeiture on bankruptcy of rights under personal pension schemes.

(1) A person’s rights under a personal pension scheme cannot be forfeited by reference to his bankruptcy.

(2) For the purposes of this section—

(a) a person shall be treated as having a right under a personal pension scheme where—

(i) he is entitled to a credit under section 29(1)(b) of the Welfare Reform and Pensions Act 1999 (sharing of rights on divorce etc.),

(ii) he is so entitled as against the person responsible for the scheme (within the meaning of Chapter I of Part IV of that Act), and

(iii) the person so responsible has not discharged his liability in respect of the credit; and

(b) forfeiture shall be taken to include any manner of deprivation or suspension.”

(2) In section 159(6) of that Act (application of section 159 to Scotland), after “this section” there shall be inserted “ and section 159A ”.

Changes to legislation: There are currently no known outstanding effects for the Welfare Reform and Pensions Act 1999, Section 14. (See end of Document for details)

- (3) In section 92(2) of the ^{M2}Pensions Act 1995 (exceptions to the rule preventing forfeiture of rights under occupational pension schemes), paragraph (b) (which allows forfeiture of such rights by reference to a scheme member's bankruptcy) shall cease to have effect.

Commencement Information

- II** S. 14 wholly in force at 6.4.2002; s. 14 in force for certain purposes at Royal Assent see s. 89(1)(5); s. 14 in force at 6.4.2002 insofar as not already in force by [S.I. 2002/153](#), [art. 2\(d\)](#)

Marginal Citations

- M1** 1993 c. 48.
M2 1995 c. 26.

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There are currently no known outstanding effects for the Welfare Reform and Pensions Act 1999, Section 14.