



Pensions Act 2004

2004 CHAPTER 35

PART 1 **U.K.**

THE PENSIONS REGULATOR

Establishment

1 The Pensions Regulator **U.K.**

There shall be a body corporate called the Pensions Regulator (in this Act referred to as “the Regulator”).

Commencement Information

II S. 1 in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)

2 Membership of the Regulator **U.K.**

- (1) The Regulator is to consist of the following members—
 - (a) a chairman appointed by the Secretary of State,
 - (b) the Chief Executive of the Regulator, and
 - (c) at least five other persons appointed by the Secretary of State after consulting the chairman.
- (2) The chairman must not be appointed from the staff of the Regulator or be the chairman of the Board of the Pension Protection Fund (see section 108).
- (3) At least two of the members appointed under subsection (1)(c) must be appointed from the staff of the Regulator.
- (4) In appointing persons under subsection (1)(c) the Secretary of State must secure that a majority of the members of the Regulator are non-executive members.

Changes to legislation: Pensions Act 2004, Cross Heading: Establishment is up to date with all changes known to be in force on or before 17 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

(5) No member of the staff of the Board of the Pension Protection Fund is eligible for appointment as a member of the Regulator.

(6) In this Part—

- (a) references to executive members of the Regulator are to—
 - (i) the Chief Executive, and
 - (ii) the members appointed under subsection (1)(c) from the staff of the Regulator, and
- (b) references to non-executive members of the Regulator are to members who are not executive members.

Commencement Information

- I2** S. 2(1)(2)(4)-(6) in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)
- I3** S. 2(3) in force at 6.4.2005 by [S.I. 2005/275](#), art. 2(7), [Sch. Pt. 7](#)

3 Further provision about the Regulator **U.K.**

Schedule 1 makes further provision about the Regulator, including provision as to—
the terms of appointment, tenure and remuneration of members,
the appointment of the Chief Executive and other staff,
the proceedings of the Regulator,
its funding and accounts, and
the status and liability of the Regulator, its members and staff.

Commencement Information

- I4** S. 3 in force at 17.12.2004 for specified purposes by [S.I. 2004/3350](#), art. 2, [Sch.](#)
- I5** S. 3 in force at 1.4.2005 for specified purposes by [S.I. 2005/275](#), art. 2(2), [Sch. Pt. 2](#) at 10.2.2005 for specified purposes; at 1.4.2005 for all other purposes in so far as it relates to Sch. 1 para. 26, (with transitional provisions and savings in [S.I. 2005/695](#), arts. 5(8), 6, Schs. 2, 3 (as amended by [S.I. 2005/1108](#), art. 3(b))
- I6** S. 3 in force at 10.2.2005 for specified purposes by [S.I. 2005/275](#), art. 2(4), [Sch. Pt. 4](#)
- I7** S. 3 in force at 6.4.2005 for specified purposes by [S.I. 2005/275](#), art. 2(7), [Sch. Pt. 7](#)

Changes to legislation:

Pensions Act 2004, Cross Heading: Establishment is up to date with all changes known to be in force on or before 17 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 18(5A) inserted by [2014 c. 19 s. 52\(2\)](#)
- s. 18(6) words inserted by [2014 c. 19 s. 52\(3\)](#)
- s. 18(8) words inserted by [2014 c. 19 s. 52\(3\)](#)
- s. 23(1A) inserted by [2015 c. 8 Sch. 2 para. 26\(3\)](#)
- s. 23(10A) inserted by [2015 c. 8 Sch. 2 para. 26\(5\)](#)
- s. 38(1)-(1B) substituted for s. 38(1) by [2015 c. 8 Sch. 2 para. 27](#)
- s. 38(7)(da) inserted by [2021 c. 1 s. 104\(2\)](#)
- s. 43(1)-(1B) substituted for s. 43(1) by [2015 c. 8 Sch. 2 para. 28\(2\)](#)
- s. 52(1)-(1B) substituted for s. 52(1) by [2015 c. 8 Sch. 2 para. 29](#)
- s. 80(1)(a)(iib) inserted by [2021 c. 1 s. 109\(3\)](#)
- s. 102(2)(a) words in s. 102(2) renumbered as s. 102(2)(a) by [2008 c. 30 s. 44\(5\)\(a\)](#)
- s. 102(2)(b) inserted by [2008 c. 30 s. 44\(5\)\(b\)](#)
- s. 103(1A) inserted by [2008 c. 30 s. 44\(6\)](#)
- s. 117A inserted by [2008 c. 30 Sch. 10 para. 3](#)
- s. 126(1)-(1B) substituted for s. 126(1) by [2015 c. 8 Sch. 2 para. 31](#)
- s. 188(1)(ba) inserted by [2008 c. 30 Sch. 10 para. 6](#)
- s. 189A inserted by [2008 c. 30 Sch. 10 para. 7](#)
- s. 209(9) added by [2008 c. 30 Sch. 10 para. 8](#)
- s. 291(4)(f) and word inserted by [2021 c. 1 Sch. 3 para. 19\(b\)](#)
- s. 318(3)(a)(viii)-(x) inserted by [2015 c. 8 Sch. 2 para. 38\(3\)\(a\)](#)
- s. 318(3)(b)(vi)-(viii) inserted by [2015 c. 8 Sch. 2 para. 38\(3\)\(b\)](#)
- Sch. 4 para. 7(5)(b) inserted by [2008 c. 30 s. 44\(8\)\(b\)](#)
- Sch. 4 para. 13(3) inserted by [2008 c. 30 s. 44\(9\)\(b\)](#)
- Sch. 4 para. 7(5)(a) words in Sch. 4 para. 7(5) renumbered as Sch. 4 para. 7(5)(a) by [2008 c. 30 s. 44\(8\)\(a\)](#)
- Sch. 7 para. 21(2)(c)-(cc) substituted for Sch. 7 para. 21(2)(b)(c) by [2008 c. 30 Sch. 8 para. 11](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 8 para. 10 (3.1.2012) omitted without ever being in force by virtue of [2011 c. 19](#), Sch. 4 para. 20; [S.I. 2011/3034 art. 3\(i\)\(iv\)](#))