



Pensions Act 2008

2008 CHAPTER 30

PART 1

PENSION SCHEME MEMBERSHIP FOR JOBHOLDERS

CHAPTER 1

EMPLOYERS' DUTIES

Employers' duties

4 Postponement of automatic enrolment

- (1) The Secretary of State may by regulations provide that in prescribed cases the automatic enrolment date is a date, determined in accordance with regulations under this section, which is later than the date specified in section 3(7).
- (2) Where a person becomes an active member of a scheme in accordance with regulations under this section, the employer must not take any action, or make any omission, by which within the minimum period—
 - (a) the person ceases to be an active member of the scheme, or
 - (b) the scheme ceases to be a scheme of the relevant kind.
- (3) The minimum period is so much of a prescribed period as the person remains a jobholder of the employer.
- (4) A scheme ceases to be a scheme of the relevant kind, in the case of any person, if it ceases to have a feature by reference to which regulations under this section operated so as to postpone the automatic enrolment date in that person's case.
- (5) Subsection (2) does not apply to any action or omission at the member's request.