



Pension Schemes Act 2017

2017 CHAPTER 17

PART 1

MASTER TRUSTS

Authorisation: applications etc

3 Prohibition on operating a scheme unless authorised

- (1) A person may not operate a Master Trust scheme unless the scheme is authorised.
- (2) Section 10 of the Pensions Act 1995 (civil penalties) applies to a person who breaches subsection (1).
- (3) If the Pensions Regulator becomes aware that a Master Trust scheme is operating without authorisation, it must notify the trustees of the scheme that the scheme is not authorised.
- (4) The notification must include an explanation that it is a triggering event for the purposes of sections 20 to 33 and of the trustees' duties under those sections.
- (5) For the purposes of this Part, a person “operates” a Master Trust scheme if the person—
 - (a) accepts money from members or employers (or prospective members or employers), in respect of fees, charges, contributions or otherwise, in relation to the scheme, or
 - (b) enters into an agreement with an employer that relates to the provision of pension savings for employees or other workers,and references to a scheme that is “operating” or “in operation” are to be construed accordingly.

Modifications etc. (not altering text)

- C1** Pt. 1 excluded (1.10.2018) by [The Occupational Pension Schemes \(Master Trusts\) Regulations 2018](#) (S.I. 2018/1030), regs. 1(2), 27

Changes to legislation: There are currently no known outstanding effects for the Pension Schemes Act 2017, Section 3. (See end of Document for details)

- C2** Pt. 1 excluded (1.10.2018) by The Occupational Pension Schemes (Master Trusts) Regulations 2018 (S.I. 2018/1030), regs. 1(2), **26**
- C3** Pt. 1 modified (1.10.2018) by The Occupational Pension Schemes (Master Trusts) Regulations 2018 (S.I. 2018/1030), regs. 1(2), **28(2)**
- C4** Pt. 1 modified (1.10.2018) by The Occupational Pension Schemes (Master Trusts) Regulations 2018 (S.I. 2018/1030), regs. 1(2), **28(3)(4)(a)(b)**

Commencement Information

- I1** S. 3 in force at 5.9.2018 for specified purposes by S.I. 2018/965, **reg. 2(a)**
- I2** S. 3 in force at 1.10.2018 in so far as not already in force by S.I. 2018/965, **reg. 2(b)**

Changes to legislation:

There are currently no known outstanding effects for the Pension Schemes Act 2017, Section 3.