
STATUTORY INSTRUMENTS

2010 No. 725

The Occupational Pension Schemes (Employer Debt and Miscellaneous Amendments) Regulations 2010

Amendment of the Pension Protection Fund (Multi-employer Schemes) (Modification) Regulations 2005

2. In regulation 1(3) of the Pension Protection Fund (Multi-employer Schemes) (Modification) Regulations 2005 (interpretation)(1)—

- (a) in sub-paragraphs (a) and (b), for “C or D” substitute “C, D or E”,
- (b) after sub-paragraph (a)(iv), insert—

“(v) condition E is that—

- (aa) there is a restructuring within regulation 6ZB or 6ZC of the Occupational Pension Schemes (Employer Debt) Regulations 2005 (employment-cessation events: exemptions)(2);
- (bb) in that restructuring, the employer was the exiting employer for the purposes of those Regulations (see the definition of “exiting employer” in regulation 2(3A) of those Regulations (interpretation)(3)); and
- (cc) regulation 6ZA(3) or (4) of those Regulations (employment-cessation events: general) does not apply in relation to that restructuring;” and

- (c) after sub-paragraph (b)(iv), insert—

“(v) condition E is that—

- (aa) there is a restructuring within regulation 6ZB or 6ZC of the Occupational Pension Schemes (Employer Debt) Regulations 2005 (employment-cessation events: exemptions);
- (bb) in that restructuring, the employer was the exiting employer for the purposes of those Regulations (see the definition of “exiting employer” in regulation 2(3A) of those Regulations (interpretation)); and
- (cc) regulation 6ZA(3) or (4) of those Regulations (employment-cessation events: general) does not apply in relation to that restructuring.”

(1) S.I. 2005/441. Regulation 1(3) was substituted by S.I. 2005/2113.

(2) Regulations 6ZA to 6ZD are inserted by regulation 7 of these Regulations.

(3) Regulation 2(3A) is inserted by regulation 4(3) of these Regulations.