



Pensions Act 2004

2004 CHAPTER 35

PART 5

OCCUPATIONAL AND PERSONAL PENSION SCHEMES: MISCELLANEOUS PROVISIONS

Activities of occupational pension schemes

255 Activities of occupational pension schemes

- (1) If an occupational pension scheme has its main administration in the United Kingdom, the trustees or managers of the scheme must secure that the activities of the scheme are limited to retirement-benefit activities.
- (2) Subsection (1) does not apply to a scheme if it is a prescribed scheme or a scheme of a prescribed description.
- (3) Section 10 of the Pensions Act 1995 (civil penalties) applies to a trustee or manager of a scheme to which subsection (1) applies if—
 - (a) the scheme has activities that are not retirement-benefit activities, and
 - (b) the trustee or manager has failed to take all reasonable steps to secure that the activities of the scheme are limited to retirement-benefit activities.
- (4) In this section “retirement-benefit activities” means—
 - (a) operations related to retirement benefits, and
 - (b) activities arising from operations related to retirement benefits.
- (5) In subsection (4) “retirement benefits” means—
 - (a) benefits paid by reference to reaching, or expecting to reach, retirement, and
 - (b) benefits that are supplementary to benefits within paragraph (a) and that are provided on an ancillary basis—
 - (i) in the form of payments on death, disability or termination of employment, or
 - (ii) in the form of support payments or services in the case of sickness, poverty or need, or death.