



# Taxation of Pensions Act 2014

## CHAPTER 30

### TAXATION OF PENSIONS ACT 2014

- 1 Provision for pension flexibility etc
- 2 Restriction and reduction of tax charges on certain lump sums
- 3 Death of pension scheme member
- 4 Citation, interpretation and consequential amendments

---

#### SCHEDULES

##### SCHEDULE 1 — Pension flexibility etc

###### Part 1 — DRAWDOWN PENSIONS

- 1 Annual cap on pension drawdown abolished for flexi-access drawdown funds
- 2 In paragraph 8(1A) of Schedule 28 to FA 2004 (meaning...
- 3 Flexi-access drawdown funds
- 4 (1) In Schedule 28 to FA 2004 after paragraph 22...
- 5 Further drawdown amendments
- 6 In section 167(1) (the pension death benefit rules) in pension...
- 7 In section 168(1), in the lump sum death benefit rule,...
- 8 In section 169(1D) (regulations about transfers of drawdown funds) after...
- 9 In section 172B(2) (rights of a “relevant member”)—
- 10 In section 172B(7A) (section does not apply to certain increases...
- 11 In section 182(3) (value of arrangement for purposes of borrowing...
- 12 In section 182(5) (determining whether rights are uncrystallised) after “the...
- 13 In section 206(1) (payments which trigger special lump sum death...
- 14 In section 211(1) (value of crystallised rights for purposes of...
- 15 In section 212(2) (value of uncrystallised rights for purposes of...

- 
- 16 In section 216(1) (benefit crystallisation events and amounts crystallised), in...
  - 17 In section 273A(1) (regulations about certain payments by insurance companies)—...
  - 18 In section 280(2) (index of defined expressions) at the appropriate...
  - 19 In paragraph 7 of Schedule 28 (meaning of “income withdrawal”)...
  - 20 In paragraph 21 of Schedule 28 (meaning of “dependants’ income”)
  - 21 In paragraph 22(2) of Schedule 28 (meaning of “dependant’s drawdown”)
  - 22 In paragraph 3(5)(a) and (8)(a) of Schedule 29 (deductions when...)
  - 23 In paragraph 17 of Schedule 29 (meaning of “drawdown pension”)
  - 24 In Schedule 29 after paragraph 17 insert— Flexi-access drawdown fund...
  - 25 In paragraph 18 of Schedule 29 (meaning of “charity lump sum”)
  - 26 In paragraph 4(1) of Schedule 32 (supplementary provision about benefit...)
  - 27 In paragraph 17(2) of Schedule 32 (supplementary provision about benefit...)
  - 28 (1) In paragraph 20(4) of Schedule 36 (lifetime allowance: deemed...)
  - 29 In paragraph 29(3) of Schedule 36 (modifications of paragraph 3...)
  - 30 Related amendment in the Pension Benefits Regulations 2006
  - 31 Related amendment in Part 9 of ITEPA 2003
  - 32 Repeal and revocation of provisions relating to pre-6 April 2015 flexible drawdown
  - 33 Related amendments in regulations
  - 34 (1) Regulation 12 of the Registered Pension Schemes (Transfer of...)
  - 35 (1) The Registered Pension Schemes (Provision of Information) Regulations 2006...
    - Part 2 — ANNUITIES
  - 36 Reduction of restrictions on new annuities
  - 37 In paragraph 3 (definition of member’s lifetime annuity) after sub-paragraph...
  - 38 In paragraph 6 (definition of member’s short-term annuity) after sub-paragraph...
  - 39 In paragraph 17 (definition of dependants’ annuity) after sub-paragraph (1)...
  - 40 In paragraph 20 (definition of dependants’ short-term annuity) after sub-paragraph...
  - 41 Further annuities amendments
  - 42 Schedule 28 to FA 2004 (registered pension schemes) is further...
  - 43 In paragraph 3(1) (definition of member’s lifetime annuity) after paragraph...
  - 44 (1) In paragraph 3(2C) (regulations for cases where lifetime annuity...)
  - 45 In paragraph 6(1) (definition of member’s short-term annuity) after paragraph...
  - 46 (1) In paragraph 6(1C) (regulations for cases where short-term annuity...)
  - 47 In paragraph 17(1) (definition of dependants’ annuity) for paragraph (za)...
  - 48 In paragraph 17(1A) for “sub-paragraph (1)(za)” substitute “sub-paragraphs (1)(za) and...”
  - 49 (1) In paragraph 17(4) (regulations for cases where dependants’ annuity...)

- 50 In paragraph 20(1) (definition of dependants' short-term annuity) after paragraph...
- 51 (1) In paragraph 20(1C) (regulations for cases where dependants' short-term...
- 52 Consequential amendment
  - Part 3 — PENSION PAYMENTS OUT OF UNCRYSTALLISED FUNDS
- 53 Definitions etc
- 54 In section 166(1) (lump sums which may be paid by...
- 55 In section 166(2) (when a person becomes entitled to a...
- 56 In section 280(2) (index of defined expressions) after the entry...
- 57 In Schedule 29 (supplementary provision about authorised lump sums) after...
- 58 In paragraph 12(2)(b) of Schedule 29 (conditions for treating the...
- 59 In paragraph 12(4) of Schedule 29 (exceptions to treating the...
- 60 In paragraph 12(5) of Schedule 29 (when an excess can...
- 61 In paragraph 15 of Schedule 32 (benefit crystallisation event 6:...
- 62 Related amendments in Part 9 of ITEPA 2003
  - Part 4 — ANNUAL ALLOWANCES
- 63 Basic structure of the annual allowance charge
- 64 (1) In FA 2004 after section 227 insert— The chargeable...
- 65 Annual allowance charge where rights have been flexibly accessed
- 66 Further amendments
- 67 (1) In section 228A of FA 2004 (carry forward of...
- 68 In section 237B of FA 2004 (scheme administrator's co-liability for...
- 69 (1) In article 25C of the Taxation of Pension Schemes...
  - Part 5 — MISCELLANEOUS AMENDMENTS
- 70 Pension commencement lump sums
- 71 Trivial commutation lump sums and small pot lump sums
- 72 (1) In article 23C(4) of the Taxation of Pension Schemes...
- 73 (1) The Registered Pension Schemes (Authorised Payments) Regulations 2009 (S.I....
- 74 Trivial commutation lump sum death benefits
- 75 Winding-up lump sum death benefit
- 76 Early lifetime annuities
- 77 Individuals who on 5 April 2006 had actual right to payment of pensions
- 78 Transfers between schemes of funds held in respect of individual who has protected pension age
- 79 Power to make certain payments
- 80 Temporary non-residence
- 81 (1) Section 579CA as substituted by paragraph 117 of Schedule...
- 82 (1) The version of section 579CA which has effect if...
- 83 (1) Section 576A as substituted by paragraph 116 of Schedule...
- 84 (1) The version of section 576A which has effect if...
- 85 Regulations about the effects of certain authorised payments
  - Part 6 — PROVISION OF INFORMATION
- 86 The Registered Pension Schemes (Provision of Information) Regulations 2006 (S.I....
- 87 After regulation 14 insert— Information provided to member by scheme...
- 88 (1) Regulation 14A (annual allowance: annual provision of information by...
- 89 In regulation 14B(1) (information mentioned in regulation 14A to be...

*Status: This is the original version (as it was originally enacted).*

---

- 90 (1) The table in regulation 3(1) (provision of event reports...  
 91 The amendments made by this Part of the Schedule—  
     Part 7 — OVERSEAS PENSIONS  
 92 In section 169(4) of FA 2004 (regulations about the provision...  
 93 (1) Section 251 of FA 2004 (regulations about the provision...  
 94 In paragraph 5 of Schedule 33 to FA 2004 (conditions...  
 95 (1) Schedule 34 to FA 2004 (application of certain tax...  
 96 (1) The Pension Schemes (Application of UK Provisions to Relevant...  
 97 (1) In this paragraph— “the 2013 Regulations” means the Registered...

## SCHEDULE 2 — Death of pension scheme member

### Part 1 — DEATH BENEFITS: NOMINEES AND SUCCESSORS

- 1 Drawdown benefits for nominees and successors of deceased scheme members  
 2 (1) Section 167 (the pension death benefit rules) is amended...  
 3 (1) In Part 2 of Schedule 28 (interpretation of the...  
 4 Nominees and successors: further drawdown amendments  
 5 In section 172(1)(a) (assignment of rights or benefits) after “dependant”...  
 6 In section 172A(1)(a) (surrender of rights or benefits) after “dependant”...  
 7 In section 172A(5) (exceptions to provisions on surrender: entitlement to...  
 8 In section 172A(5A) (further provision on surrender exceptions)—  
 9 In section 172A after subsection (5A) insert—  
 10 In section 172A(7) (exceptions to provisions on surrender: prospective entitlements)—...  
 11 In section 172B(2) (rights of a “relevant member”)—  
 12 In section 172B(7A) (section does not apply to certain increases...  
 13 In section 182(3) (value of arrangement for purposes of borrowing...  
 14 In section 280(2) (index of defined expressions) at the appropriate...  
 15 Nomination of charities by nominees and successors of deceased scheme members  
 16 Related amendments in regulations  
     Part 2 — LUMP SUM DEATH BENEFITS  
 17 Special lump sum death benefits charge  
 18 In section 280(2) of FA 2004 (index of defined expressions)...  
 19 Uncrystallised funds lump sum death benefit  
 20 Commencement  
     Part 3 — UNCRYSTALLISED RIGHTS AT MEMBER’S DEATH  
 21 In section 216(1) of FA 2004 (benefit crystallisation events and...  
 22 (1) Section 217 of FA 2004 (persons liable to lifetime...  
 23 (1) Section 219 of FA 2004 (availability of individual’s lifetime...  
 24 (1) Schedule 32 to FA 2004 (supplementary provisions about benefit...  
     Part 4 — INCOME TAX ON BENEFICIARIES’ INCOME WITHDRAWAL  
 25 (1) ITEPA 2003 is amended as follows.