

SCHEDULE 4

TRANSITIONAL PROVISIONS AND SAVINGS

PART 2

Savings

17. Where any provision of the 1995 Act or the 1996 Regulations applies to the scheme on or after the commencement date by virtue of this Schedule, any reference to that provision in the Occupational Pension Schemes (Contracting-out) Regulations 1996 ^{M1} (“the Contracting-out Regulations”) applies in relation to the scheme on and after the commencement date as if—

- (a) in the case of a provision of the 1995 Act, the repeal of that provision by the 2004 Act had not come into force on that date in accordance with the Pensions Act 2004 (Commencement No. 8) Order 2005 ^{M2} (“the Commencement Order”);
- (b) in the case of a provision in the 1996 Regulations, those Regulations had not been revoked by regulation 21, and
- (c) the amendments of the Contracting-out Regulations in paragraph 1 of Schedule 3 to these Regulations had not come into force.

Marginal Citations

M1 [S.I. 1996/1172](#); relevant amending instruments are [S.I. 1997/786](#) and [2002/681](#).

M2 [S.I. 2005/3331](#).

Changes to legislation:

There are currently no known outstanding effects for the The Occupational Pension Schemes (Scheme Funding) Regulations 2005, Paragraph 17.