
STATUTORY INSTRUMENTS

2006 No. 1932

The Divorce etc. (Pension Protection Fund) Regulations 2006

Variation and appeal of pension sharing or pension attachment orders

- 4.—(1) This regulation applies where—
- (a) the court makes—
 - (i) a pension sharing order in respect of a person’s shareable rights under an occupational pension scheme; or
 - (ii) an order which includes provision made by virtue of section 25B(4) or (7) in relation to such a scheme;
 - (b) the Board subsequently assumes responsibility for the scheme as mentioned in section 25E(2)(a); and
 - (c) the court intends to exercise any of the powers referred to in section 25E(7).
- (2) Where this regulation applies, the following provisions of Part II of the Act are modified so that they apply as if—
- (a) after section 21A(1) there were inserted—
 - “(1A) Where section 25E(7) applies, the reference in subsection (1)—
 - (a) to shareable rights under a specified pension arrangement shall include a reference to entitlement to PPF compensation (as defined in section 25E(9)); and
 - (b) to pension sharing shall include a reference to sharing of that compensation.”;
 - and
 - (b) in section 25B(3) to (7A)—
 - (i) a reference to benefits under a pension arrangement includes a reference to entitlement to PPF compensation;
 - (ii) a reference to the person responsible for the pension arrangement includes a reference to the Board; and
 - (iii) a reference to the party with pension rights includes a reference to the party entitled to PPF compensation.