

---

## STATUTORY INSTRUMENTS

---

# 2013 No. 2734

## The Occupational and Personal Pension Schemes (Disclosure of Information) Regulations 2013

### PART 3

#### Changes to information

##### Material alterations to basic scheme information

**8.**—(1) The information mentioned in paragraph (2) must be given in accordance with this regulation where—

- (a) there is a change in relation to the scheme, and
- (b) that change results in a material alteration in the information listed in Part 1 of Schedule 2.

(2) The information is the information referred to in paragraph (1)(b) that has materially changed.

(3) The information must be given to all members and beneficiaries of the scheme except for excluded persons and to a recognised trade union.

(4) The information must be given before or as soon as possible after (and in any event within three months after) the change referred to in paragraph (1)(a) takes effect.

(5) No information is required to be given under this regulation to—

- (a) relevant persons, except a recognised trade union, unless it is relevant to the person's rights or prospective rights under the scheme, and
- (b) a recognised trade union unless—
  - (i) it is relevant to the rights or prospective rights of persons who are in that recognised trade union, and
  - (ii) basic scheme information has already been given to the recognised trade union under regulation 6.

[<sup>F1</sup>(6) This regulation does not apply where regulation 8A applies.]

---

##### Textual Amendments

- F1** Reg. 8(6) inserted (1.8.2022) by [The Occupational Pension Schemes \(Collective Money Purchase Schemes\) \(Modifications and Consequential and Miscellaneous Amendments\) Regulations 2022 \(S.I. 2022/337\)](#), regs. 1(3), **13(4)**

##### [<sup>F2</sup>Scheme closure: collective money purchase schemes

**8A.**—(1) In relation to a collective money purchase scheme, the information specified in paragraphs (2) and (3) must be given in accordance with this regulation.

(2) The information listed in paragraphs 30 to 33 of Schedule 2 must be given as soon as practicable and in any event no more than one month after a decision by the trustees to pursue continuity option 3.

(3) The information listed in paragraphs 34 to 38 of Schedule 2 must be given as soon as is practicable and in any event no more than one month after the date on which the Regulator notifies the trustees in accordance with section 38(4) of the 2021 Act.

(4) The information must be given to all members and beneficiaries of the scheme except for excluded persons.

(5) In this regulation, and in Schedule 2, “continuity option 3” is the conversion of the scheme into a closed scheme in accordance with sections 34 and 38 of the 2021 Act and regulations made under the latter of those sections.]

#### Textual Amendments

- F2** Reg. 8A inserted (1.8.2022) by [The Occupational Pension Schemes \(Collective Money Purchase Schemes\) \(Modifications and Consequential and Miscellaneous Amendments\) Regulations 2022 \(S.I. 2022/337\)](#), regs. 1(3), **13(5)**

#### Modification by the Regulator

**9.** Active members must be informed of any modification to the scheme by the Regulator under section 231(2)(a) of the 2004 Act (powers of the Regulator) within one month of the modification taking effect.

#### Former stakeholder pension schemes

**10.—(1)** The information mentioned in paragraph (2) must be given in accordance with this regulation where a scheme is removed from the register of stakeholder pension schemes kept under section 2 of the 1999 Act<sup>M1</sup> (registration of stakeholder pension schemes).

(2) The information is a statement that the scheme—

- (a) has been removed from the register,
- (b) is no longer a stakeholder pension scheme, and
- (c) is required to begin winding up.

(3) The information must be given to members except excluded persons.

(4) The information must be given no more than [<sup>F3</sup>two weeks after] the trustees or managers of the scheme are notified that the scheme has been removed from the register.

#### Textual Amendments

- F3** Words in reg. 10(4) substituted (6.4.2015) by [The Occupational and Personal Pension Schemes \(Disclosure of Information\) \(Amendment\) Regulations 2015 \(S.I. 2015/482\)](#), regs. 1, **5**

#### Marginal Citations

- M1** Section 2 was amended by the 2004 Act, section 319(1) and Schedule 12, paragraphs 71 and 73 and the Pensions Act 2007, section 15(3)(a) and Schedule 4, paragraph 38.

**Changes to legislation:**

There are currently no known outstanding effects for the The Occupational and Personal Pension Schemes (Disclosure of Information) Regulations 2013, PART 3.