



Pensions Act 2008

2008 CHAPTER 30

PART 6

GENERAL

149 Commencement

- (1) Subject to the following provisions, this Act comes into force in accordance with provision made by order by the Secretary of State.
- (2) Subsection (1) does not apply to—
 - (a) sections 67 to 73;
 - (b) sections 78 to 86;
 - (c) section 105;
 - (d) section 124(1), (3) and (7) to (10);
 - (e) section 125;
 - (f) section 131;
 - (g) sections 133 to 136;
 - (h) sections 140 to 142;
 - (i) this Part, except section 148 and Schedule 11 (subject to paragraph (j));
 - (j) the provisions mentioned in subsection (3);
 - (k) any other provision of this Act so far as it confers any power to make regulations, rules, an Order in Council or an order under this Act.
- (3) The provisions mentioned in this subsection are—
 - (a) in Schedule 9—
 - (i) paragraph 1 so far as relating to any of the following paragraphs;
 - (ii) paragraph 3 (and paragraph 2 so far as necessary for the purposes of that paragraph);
 - (iii) paragraphs 5 to 7;
 - (iv) paragraph 8 for purposes other than those of the material detriment test;

Changes to legislation: Pensions Act 2008, Section 149 is up to date with all changes known to be in force on or before 29 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (v) paragraphs 9 to 14;
 - (vi) in paragraph 15, sub-paragraph (1) so far as relating to paragraphs 6 and 7, sub-paragraph (2) for purposes other than those of the material detriment test, and sub-paragraphs (3) and (4);
 - (vii) paragraph 16;
 - (b) section 126 so far as relating to any of the paragraphs of that Schedule mentioned in paragraph (a) of this subsection;
 - (c) the repeal in Schedule 11 relating to section 38(5)(a)(ii) of the Pensions Act 2004 (c. 35), the note in that Schedule relating to that repeal and section 148 so far as relating to that repeal and that note.
- (4) Sections 105, 135 and 136 come into force on 6 April 2009.
- (5) Section 131 comes into force at the end of the period of 2 months beginning with the day on which this Act is passed.
- (6) An order under subsection (1) may appoint different days for different purposes.

Subordinate Legislation Made

- P1** S. 149(1) power partly exercised; different dates appointed for specified provisions and purposes as follows:
- 19.12.2008 by [S.I. 2008/3241](#), **art. 2**;
 - 26.1.2009 and 6.4.2009 by [S.I. 2009/82](#), **art. 2**;
 - 1.4.2009 and 6.4.2009 by [S.I. 2009/809](#), **art. 2**;
 - 29.6.2009 and 1.7.2009 by [S.I. 2009/1566](#), **art. 2**;
 - 5.7.2010 by [S.I. 2010/10](#), **art. 2**;
 - 26.2.2010 by [S.I. 2010/467](#), **art. 2**
 - 31.3.2010 by [S.I. 2010/1145](#), **art. 2** (with saving in [art. 3](#))
 - 8.4.2010 by [S.I. 2010/1221](#), **art. 2**
 - 6.3.2011, 16.3.2011 and 6.4.2011 by [S.I. 2011/664](#), **art. 2**, Sch.
 - 6.4.2012 [S.I. 2011/1266](#), **art. 2**
 - 3.1.2012 by [S.I. 2011/3033](#), **art. 2**
 - 6.3.2012 and 7.3.2012 by [S.I. 2012/683](#), **art. 2**
 - 30.6.2012 by [S.I. 2012/1682](#), **art. 2**, Schs. 1, 2
 - 1.10.2012 by [S.I. 2012/2480](#), **art. 2**

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 3(1A) inserted by [2023 c. 44 s. 1\(2\)](#)
- s. 5(1C) inserted by [2023 c. 44 s. 1\(3\)](#)
- s. 13(3)(ec) inserted by [2023 c. 20 Sch. para. 56](#)
- s. 13A inserted by [2023 c. 44 s. 1\(4\)](#)
- s. 24(1)(c) inserted by [2015 c. 8 Sch. 2 para. 43\(2\)\(d\)](#)
- s. 143(6)(7) inserted by [2023 c. 44 s. 1\(5\)\(b\)](#)