Draft Regulations laid before Parliament under section 316(2)(a) of the Pensions Act 2004, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2010 No. 000

PENSIONS

The Occupational Pension Schemes (Levies) (Amendment) Regulations 2010

Made - - - -

Coming into force in accordance with regulation 1.

The Secretary of State for Work and Pensions makes the following Regulations in exercise of the powers conferred by sections 117(1), 315(2) and 318(1) of the Pensions Act 2004(**1**).

In accordance with section 316(2)(a) of that Act, a draft of this instrument was laid before Parliament and approved by a resolution of each House of Parliament.

In accordance with section 317(1) of that Act, the Secretary of State has consulted with such persons as the Secretary of State considers appropriate.

Citation and commencement

1. These Regulations may be cited as the Occupational Pension Schemes (Levies) (Amendment) Regulations 2010 and shall come into force on the day after the day on which they are made.

Amendment of the Occupational Pension Schemes (Levies) Regulations 2005

2.—(1) The Occupational Pension Schemes (Levies) Regulations 2005(**2**) are amended in accordance with this regulation.

(2) In regulation 7 (schemes eligible for only part of the financial year), after paragraph (2) insert —

"(3) Where a scheme to which this regulation applies becomes an eligible scheme during a financial year by virtue of—

(a) regulation 2(1A) of the Pension Protection Fund (Entry Rules) Regulations 2005(**3**) (schemes which are not eligible schemes); or

(**1**) 2004 c.35. Section 318(1) is cited because of the meaning it gives to "regulations". Section 117 is modified in its application to multi-employer schemes by S.I. 2005/441 (amended by S.I. 2005/993, 2005/2113 and 2008/731).
(**2**) S.I. 2005/842, relevant amending instrument is S.I. 2007/994.
(**3**) S.I. 2005/590. Regulation 2(1A) was inserted by S.I. 2010/196.