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

DRAFT STATUTORY INSTRUMENTS

2007 No.

PENSIONS

The Occupational Pension Schemes (Levies) (Amendment) Regulations 2007

Made - - - - 2007
Coming into force in accordance with regulation 1(2) and (3)

These Regulations are made in exercise of the powers conferred by sections 117(1), (3) and (7)(b), 209(7) and (8), 315(2) and (5) and 318(1) of the Pensions Act 2004(**1**).

In accordance with section 117(4) of that Act the Secretary of State for Work and Pensions has consulted the Board of the Pension Protection Fund(**2**).

In accordance with section 317(1) of that Act the Secretary of State for Work and Pensions has consulted such persons as he considers appropriate.

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

Accordingly the Secretary of State for Work and Pensions makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Occupational Pension Schemes (Levies) (Amendment) Regulations 2007.

(2) This regulation and regulation 4 shall come into force on 30th March 2007.

(3) Regulations 2, 3 and 5 shall come into force on 1st April 2007.

(4) In these Regulations "the Levies Regulations" means the Occupational Pension Schemes (Levies) Regulations 2005(**3**).

(**1**) 2004 c.35. Section 318(1) is cited because of the meaning there given to "prescribed" and "regulations".
(**2**) The Board of the Pension Protection Fund is established by section 107 of the Pensions Act 2004.
(**3**) S.I. 2005/842, amended by S.I. 2006/935.

Removal of references to the PPF Ombudsman levy

2.—(1) The Levies Regulations are amended in accordance with this regulation (see also regulations 3 and 4 which make further amendments).

(2) In regulation 2 (interpretation), omit the definition of "the PPF Ombudsman levy".

(3) For the heading to Part 2 substitute "ADMINISTRATION LEVY".

(4) Omit regulation 3 (meaning of "the levies" in Part 2).

(5) In regulation 4 (liability for the levies)—

(a) for the heading substitute "Liability for the administration levy";

(b) omit paragraph (2);

(c) in paragraph (3), for "Subject to paragraph (4), the levies are" substitute "The administration levy is";

(d) omit paragraph (4)(**4**);

(e) in paragraph (5), for "The levies in respect of a financial year are" substitute "The administration levy in respect of a financial year is"; and

(f) in paragraph (6), for "the levies are" substitute "the administration levy is".

(6) In regulation 5(1) (the reference day), for "each of the levies" substitute "the administration levy".

(7) In regulation 7(2) (schemes eligible for only part of the financial year), for "each of the levies" substitute "the administration levy".

(8) In regulation 13(1)(**5**) (meaning of "the levies" in Part 4), omit ", the PPF Ombudsman levy".

(9) In regulation 18(4)(**6**) (avoidance of double liability: schemes in Northern Ireland), omit sub-paragraph (b).

The administration levy

3. For regulation 6(2) of the Levies Regulations(**7**) (the amount payable) substitute—

"(2) This is the table for the administration levy for the financial year ending with 31st March 2008—

Column 1	*Column 2*	*Column 3*
Number of members on the reference day	*Amount of levy calculated by reference to number of members (M)*	*Minimum amount of levy*
2 to 11		£35
12 to 99	£3.70 x M	
100 to 999	£2.66 x M	£370
1,000 to 4,999	£2.07 x M	£2,670
5,000 to 9,999	£1.57 x M	£10,360
10,000 or more	£1.10 x M	£15,690.".

(**4**) Regulation 4(4) was amended by regulation 2(2) of S.I. 2006/935.
(**5**) Regulation 13(1) was amended by regulation 2(5)(a) of S.I. 2006/935.
(**6**) Regulation 18(4)(b) was amended by regulation 2(8)(a) of S.I. 2006/935.
(**7**) Regulation 6(2) was amended by regulation 2(4) of S.I. 2006/935.