STATUTORY RULES OF NORTHERN IRELAND

2012 No. 372 (C. 35)

PENSIONS

The Pensions (No. 2 Act) (Commencement No. 10 and Supplementary Provisions) Order (Northern Ireland) 2012

Made - - - - 28th September 2012

The Department for Social Development makes the following Order in exercise of the powers conferred by sections 113(2)(a) and 118(1) of the Pensions (No. 2) Act (Northern Ireland) 2008(**1**).

Citation

1. This Order may be cited as the Pensions (2008 No. 2 Act) (Commencement No. 10 and Supplementary Provisions) Order (Northern Ireland) 2012.

Commencement of provisions

2. The following provisions of the Pensions (No. 2) Act (Northern Ireland) 2008 shall come into operation on 1st October 2012—

(a) section 69 (stakeholder pension schemes), and

(b) in Schedule 10 (repeals) in Part 1 the repeals relating to the Welfare Reform and Pensions (Northern Ireland) Order 1999(**2**), and section 116 in so far as it relates to those repeals.

Supplementary provisions

3.—(1) Where an employer is making deductions from a person's remuneration in accordance with a request under Article 5(5) of the Welfare Reform and Pensions (Northern Ireland) Order 1999 (duty of employers to facilitate access to stakeholder pension schemes), paragraph (2) of this Article applies.

(2) Where the person withdraws a request to the employer to make deductions in accordance with Article 5(5) of the Welfare Reform and Pensions (Northern Ireland) Order 1999, that employer must notify the person that—

(a) the employer is no longer required to make deductions from the person's remuneration and pay contributions to the trustees or managers of the stakeholder pension scheme, and

(**1**) 2008 c. 13 (N.I.)
(**2**) S.I. 1999/3147 (N.I. 11); Article 5(5) is amended by section 69(6) of the Pensions (No. 2) Act (Northern Ireland) 2008

(b) the person may still be able to make payments directly to the stakeholder pension scheme, subject to the rules of that scheme or the terms and conditions of any contract governing that scheme.

Sealed with the Official Seal of the Department for Social Development on 28th September 2012

Anne McCleary
A senior officer of the Department for Social Development