STATUTORY RULES OF NORTHERN IRELAND

2011 No. 280

PENSIONS

The Occupational Pension Schemes (Assignment, Forfeiture, Bankruptcy etc.) (Amendment) Regulations (Northern Ireland) 2011

Made - - - -	*21st July 2011*
Coming into operation	*11th August 2011*

The Department for Social Development makes the following Regulations in exercise of the powers conferred by Articles 92(1)(b) and 166(3) of the Pensions (Northern Ireland) Order 1995(**1**) and now vested in it(**2**).

Citation and commencement

1. These Regulations may be cited as the Occupational Pension Schemes (Assignment, Forfeiture, Bankruptcy etc.) (Amendment) Regulations (Northern Ireland) 2011 and shall come into operation on 11th August 2011.

Amendment of the Occupational Pension Schemes (Assignment, Forfeiture, Bankruptcy etc.) Regulations

2. In regulation 8 of the Occupational Pension Schemes (Assignment, Forfeiture, Bankruptcy etc.) Regulations (Northern Ireland) 1997(**3**) (exemptions from the inalienability and forfeiture provisions) after paragraph (6)(**4**) add—

"(7) Article 89(1)(a) shall not apply to a scheme where—

(a) the scheme administrator satisfies any part of a person's liability to the annual allowance charge under section 237A(**5**) of the 2004 Act(**6**) (liability of individual) at the request of that person, to the extent that Article 89(1)(a) would prevent an adjustment to that person's benefits under the scheme as a consequence of the scheme administrator satisfying that liability, or

(**1**) S.I. 1995/3213 (N.I. 22)
(**2**) *See* Article 8(b) of S.R. 1999 No. 481
(**3**) S.R. 1997 No. 153; relevant amending provision is S.I. 2006/744
(**4**) Paragraph (6) was added by Article 33(4)(b) of S.I. 2006/744
(**5**) Sections 237A to 237F were inserted by paragraph 15 of Schedule 17 to the Finance Act 2011 (c. 11) (*see also* paragraph 27(1) of that Schedule)
(**6**) The definition of "the 2004 Act" was inserted by Article 33(2)(b) of S.I. 2006/744