1990 No. 306

SOCIAL SECURITY

The Occupational Pension Schemes (Transitional Provisions and Savings) Regulations (Northern Ireland) 1990

Made	*15th August 1990*
Coming into operation . .	*17th August 1990*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 22(3) of the Social Security (Northern Ireland) Order 1990(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Occupational Pension Schemes (Transitional Provisions and Savings) Regulations (Northern Ireland) 1990 and shall come into operation on 17th August 1990.

Payments to employers

2.—(1) This regulation is made in connection with the coming into operation of Article 13(3) to (6) of the Social Security (Northern Ireland) Order 1990 (which limits the circumstances in which payments may be made to an employer out of the resources of an occupational pension scheme).

(2) Article 13(3) does not apply, in relation to any scheme established before 17th August 1990, to any payment to the employer—

(*a*) by way of reimbursement of expenditure properly incurred by the employer in respect of an obligation of the trustees or managers in respect of the scheme;

(*b*) by way of interest on, or repayment of, a loan from the employer;

(*c*) by way of loan or investment of scheme funds provided it is a loan or investment showing a reasonable commercial return;

(*d*) which the trustees or managers are obliged to make under the provisions of a scheme to enable the employer to obtain the discharge by a member of the scheme of some monetary obligation due to the employer which arises out of a criminal, negligent or fraudulent act or omission by the member concerned;

(a) S.I. 1990/1511 (N.I. 15)