1987 No. 283

SOCIAL SECURITY

The Occupational Pension Schemes (Disclosure of Information) (Amendment) Regulations (Northern Ireland) 1987

Made	*10th July 1987*
Coming into operation . .	*27th July 1987*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 58A(1) and (3) of the Social Security Pensions (Northern Ireland) Order 1975(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Occupational Pension Schemes (Disclosure of Information) (Amendment) Regulations (Northern Ireland) 1987 and shall come into operation on 27th July 1987.

(2) In these regulations "the principal regulations" means the Occupational Pension Schemes (Disclosure of Information) Regulations (Northern Ireland) 1986(**b**).

Amendment of regulation 5 of the principal regulations

2.—(1) Regulation 5 of the principal regulations shall be amended in accordance with paragraph (2).

(2) For sub-paragraph (*c*) of paragraph (3) there shall be substituted the following sub-paragraph—

"(*c*) any independent trade union, in so far as that information is relevant to the rights of members or prospective members of the scheme who are of a class of employee in relation to which that trade union is recognised, to any extent, for the purposes of collective bargaining,".

Amendment of regulation 6 of the principal regulations

3.—(1) Regulation 6 of the principal regulations shall be amended in accordance with paragraphs (2) to (5).

(2) For paragraph (4) there shall be substituted the following paragraph—

"(4) Except in relation to money purchase benefits, the information mentioned in paragraph 4 of Schedule 2 shall be furnished to any member

(a) S.I. 1975/1503 (N.I. 15); Article 58A was inserted by Schedule 2 to the Social Security (Northern Ireland) Order 1985 (S.I. 1985/1209 (N.I. 16))
(b) S.R. 1986 No. 225; the relevant amending regulations are S.R. 1986 No. 319

whose pensionable service has not terminated before normal pension age, on request (not being a request made within a year of the last occasion on which any such information as is mentioned in that paragraph was furnished to him) as soon as practicable after he requests it.''.

(3) After paragraph (4) there shall be inserted the following paragraphs—

''(4A) In the case of a scheme which provides only—

(*a*) money purchase benefits, or

(*b*) (i) money purchase benefits, and

(ii) salary-related benefits which are payable only in the event of the death of a member who is, immediately before his death, employed in relevant employment,

the information mentioned in paragraphs 4B and 4C of Schedule 2 shall be furnished, as of course, to each member of the scheme, at least once in every period of 12 months after the date of his becoming a member of it.

(4B) Except in the case of a scheme to which paragraph (4A) applies, in relation to money purchase benefits the information mentioned in paragraph 4C of Schedule 2 shall be furnished to any member on request (not being a request made within a year of the last occasion on which any such information as is mentioned in that paragraph was furnished to him) as soon as practicable after he requests it.

(4C) Where a scheme is, or has been, a money purchase contracted-out scheme in relation to one or more members' employments, and that member has or those members have protected rights under it, the information mentioned in paragraph 4D of Schedule 2 shall be sent, as of course, to each member with such rights—

(*a*) not less than 4 months, but not more than 6 months, before he attains pensionable age; and

(*b*) not less than 4 months before the member attains the age of 75 years if effect has not been given to his protected rights by the beginning of the sixth month before the member attains the age of 75 years.

(4D) Where a scheme which has been a money purchase contracted-out scheme in relation to one or more members' employments ceases to be such a scheme in relation to any of them, the trustees of the scheme shall inform each member (''the affected member''), in relation to whose employment the scheme has ceased to be such a scheme, as soon as practicable and in any event not more than 4 weeks after the date on which it ceased to be such a scheme that the scheme has so ceased, and furnish the affected member, as soon as practicable and in any event not more than 4 months after the date on which it ceased to be such a scheme with—

(*a*) the information mentioned in paragraphs 4B, 4C, 4E, 4F and 4G of Schedule 2; and

(*b*) except where the scheme is able to meet in full its liabilities to the affected member, the information mentioned in paragraph 4H of Schedule 2.''.

(4) For paragraph (6) there shall be substituted the following paragraph—