

---

STATUTORY RULES OF NORTHERN IRELAND

---

**2005 No. 166**

**The Pensions (2005 Order) (Commencement No. 2 and Transitional Provisions) Order (Northern Ireland) 2005**

**Transitional provisions**

4.—(1) In this Article “function of the Authority” means a function of the Authority which is transferred to the Regulator under Article 6(1) of the Order (transfer of OPRA’s functions to the Regulator) on 6th April 2005 (“the appointed day”).

(2) Anything done (or having effect as if done) by or in relation to the Authority before the appointed day pursuant to, or for the purposes of, any function of the Authority shall, so far as is required for continuing its effect, have effect as if done by or in relation to the Regulator pursuant to, or for the purposes of, that function.

(3) Subject to paragraph (5), anything which, immediately before the appointed day, is in the process of being done by or in relation to the Authority pursuant to, or for the purposes of, any function of the Authority shall be continued by or in relation to the Regulator pursuant to, or for the purposes of, that function.

(4) Any reference to the Authority in any document constituting or relating to anything to which paragraph (2) or (3) applies in relation to any function of the Authority shall, so far as is required for giving effect to those provisions, be construed as a reference to the Regulator.

(5) Where any function of the Authority described in paragraph (6) would fall to be exercised on or after the appointed day, or fell to be exercised before the appointed day but has not been exercised, that function shall be exercised by the Regulator as if it were a function of the Regulator conferred on it under or by virtue of the Order.

(6) The functions of the Authority to which paragraph (5) refers are –

- (a) the investigation of any matter falling within the Authority’s functions where the matter under investigation occurred, or first occurred, before the appointed day,
- (b) the review, under Article 94 of the 1995 Order, of a determination made by the Authority before the appointed day of a question falling within the Authority’s functions, and
- (c) the reference for a decision by the court, under Article 95 of the 1995 Order, of any matter arising for determination by the Authority before the appointed day or of any matter arising before that day on an application for a review of a determination or on a review entered upon by the Authority without an application.

(7) Schedule 2, which makes further transitional provision, has effect.