

2005 No. 411 (C. 32)

PENSIONS

**The Pensions (2005 Order) (Commencement No. 6) Order
(Northern Ireland) 2005**

Made - - - - *31st August 2005*

The Department for Social Development, in exercise of the powers conferred on it by Articles 1(2) and 287(3) of the Pensions (Northern Ireland) Order 2005(a) and of all other powers enabling it in that behalf, hereby makes the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Pensions (2005 Order) (Commencement No. 6) Order (Northern Ireland) 2005.

(2) In this Order, “the Order” means the Pensions (Northern Ireland) Order 2005 and any reference to a numbered Article or Schedule is a reference to the Article of, or Schedule to, the Order bearing that number.

Appointed days

2.—(1) The day appointed for the coming into operation of Article 85 (codes of practice), in so far as not already brought into operation, is 14th November 2005.

(2) The day appointed for the coming into operation of Article 220 (member-nominated trustees and directors: supplementary) is 1st November 2005.

(3) The day appointed for the coming into operation of—

(a) paragraphs 15 and 16 of Schedule 10 (amendment of sections 119 and 120 of the Pension Schemes Act), and Article 290(1) in so far as it relates to those paragraphs, and

(b) Schedule 11 (repeals), in so far as it relates to the repeal of the definition of “occupational pension scheme” in subsection (2), and subsection (3), of section 119 of the Pension Schemes Act (interpretation), and Article 291 in so far as it so relates to those provisions,

is 22nd September 2005.

(4) The day appointed for the coming into operation of the provisions of the Order specified in Part 1 of the Schedule to this Order is 1st September 2005.

(5) The day appointed for the coming into operation of the provisions of the Order specified in Part 2 of the Schedule to this Order—

- (a) for the purpose only of authorising the making of regulations, is 1st November 2005, and
- (b) for all other purposes, is 6th April 2006.

Sealed with the Official Seal of the Department for Social Development on 31st August 2005.



D. A. Baker

A senior officer of the Department for Social Development

SCHEDULE

Article 2(4) and (5)

PART 1

PROVISIONS OF THE ORDER COMING INTO OPERATION ON 1ST SEPTEMBER 2005

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 188 in so far as not already brought into operation	Meaning of “reviewable matters”
Article 276	Information obtained by the Board
Article 279(1), (2)(a) to (g), (l) and (n) and (3)	Overriding requirements
Article 282	Admissibility of statements
Article 283	Protected items
Article 284	Liens
Article 286	Breach of regulations
Article 290(2)	Minor and consequential amendments
Schedule 4, paragraph 2(1) and (3), and Article 101(3) in so far as it relates to that paragraph	The Board of the Pension Protection Fund
Schedule 10, paragraph 70(3) in so far as it relates to Chapter 5 of Part III of the Order (gathering information), and Article 290(1) in so far as it so relates to that paragraph	Amendment of paragraph 1 of Schedule 1 to the 1999 Order
Schedule 11, in so far as it relates to the repeal of paragraph 3(3) and (4) of Schedule 5 to the Child Support, Pensions and Social Security Act (Northern Ireland) 2000, and Article 291 in so far as it relates to that repeal	Repeals

PART 2

PROVISIONS OF THE ORDER COMING INTO OPERATION ON 1ST NOVEMBER 2005 FOR THE PURPOSE ONLY OF AUTHORISING THE MAKING OF REGULATIONS, AND ON 6TH APRIL 2006 FOR ALL OTHER PURPOSES

<i>Provisions of the Order</i>	<i>Subject matter</i>
Article 218	Requirement for member-nominated trustees
Article 219	Requirement for member-nominated directors of corporate trustees
Article 239	Modification of subsisting rights

EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes further provision for the coming into operation of the following provisions of the Pensions (Northern Ireland) Order 2005—

Articles 188 (remainder), 276, 279 (in part), 282, 283, 284, 286 and 290(2), paragraph 2(1) and (3) of Schedule 4, paragraph 70(3) of Schedule 10 (in part), and Schedule 11 (in part), on 1st September 2005;

paragraphs 15 and 16 of Schedule 10, and Schedule 11 (in part), on 22nd September 2005;

Article 220, on 1st November 2005;

Articles 218, 219 and 239, for the purpose only of authorising the making of regulations, on 1st November 2005, and for all other purposes, on 6th April 2006;

Article 85 (remainder), on 14th November 2005.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Pensions (Northern Ireland) Order 2005 have been brought into operation by the Pensions (2005 Order) (Commencement No. 1 and Consequential and Transitional Provisions) Order (Northern Ireland) 2005, the Pensions (2005 Order) (Commencement No. 2 and Transitional Provisions) Order (Northern Ireland) 2005, the Pensions (2005 Order) (Commencement No. 3, Appointed Day, Transitional Provisions and Amendment) Order (Northern Ireland) 2005, the Pensions (2005 Order) (Commencement No. 4) Order (Northern Ireland) 2005 and Pensions (2005 Order) (Commencement No. 5 and Appointed Day) Order (Northern Ireland) 2005 on the dates shown.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 2 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	1st June 2005	2005 No. 280 (C. 20)
Article 3 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Article 4 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 5	25th February 2005	2005 No. 48 (C. 5)
Article 6	6th April 2005	2005 No. 48 (C. 5)
Article 7 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 166 (C. 12)
Article 8 (partially)	25th February 2005	2005 No. 48 (C. 5)
Articles 9 to 13	6th April 2005	2005 No. 48 (C. 5)
Article 14 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 15 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 16 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 17 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 18	6th April 2005	2005 No. 48 (C. 5)
Article 19 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 20 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Articles 21 to 25	6th April 2005	2005 No. 48 (C. 5)
Article 26 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Articles 27 to 31	6th April 2005	2005 No. 48 (C. 5)
Article 32 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 33	6th April 2005	2005 No. 48 (C. 5)
Article 34 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Articles 35 and 36	6th April 2005	2005 No. 48 (C. 5)
Article 37 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 38 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 39 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Articles 40 and 41 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 42	6th April 2005	2005 No. 48 (C. 5)
Article 43 (partially)	6th April 2005	2005 No. 48 (C. 5)
Articles 44 and 45	6th April 2005	2005 No. 48 (C. 5)
Article 46 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 47	6th April 2005	2005 No. 48 (C. 5)
Article 48 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Articles 49 to 52	6th April 2005	2005 No. 48 (C. 5)
Article 53 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 54	6th April 2005	2005 No. 48 (C. 5)
Article 55 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 56 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Articles 57 to 63	6th April 2005	2005 No. 48 (C. 5)
Article 64 (partially)	25th February 2005	2005 No. 48 (C. 5)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
	6th April 2005	2005 No. 48 (C. 5)
Articles 65 to 80	6th April 2005	2005 No. 48 (C. 5)
Article 81 (partially)	6th April 2005	2005 No. 48 (C. 5)
Articles 82 to 84	6th April 2005	2005 No. 48 (C. 5)
Article 85 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 86 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 87	6th April 2005	2005 No. 48 (C. 5)
Article 88 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 89	6th April 2005	2005 No. 48 (C. 5)
Article 90 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 91 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 92 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Articles 93 to 95	6th April 2005	2005 No. 48 (C. 5)
Article 96 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 97 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 98 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 99	6th April 2005	2005 No. 48 (C. 5)
Article 101 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Article 103 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
Article 104 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 105 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	30th June 2005	2005 No. 321 (C. 24)
Articles 106 and 107 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 108	6th April 2005	2005 No. 48 (C. 5)
Article 109 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 110 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	8th March 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Articles 111 and 112	6th April 2005	2005 No. 48 (C. 5)
Articles 113 and 114 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 115	6th April 2005	2005 No. 48 (C. 5)
Article 116 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 117 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 118 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Article 119 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Articles 120 and 121	6th April 2005	2005 No. 48 (C. 5)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 122 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Articles 123 to 25 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 126	6th April 2005	2005 No. 48 (C. 5)
Article 127 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 128	6th April 2005	2005 No. 48 (C. 5)
Articles 129 to 132 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 133	6th April 2005	2005 No. 48 (C. 5)
Article 134 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Article 135 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Article 136 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 138 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 144 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 145 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 146 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 148	6th April 2005	2005 No. 192 (C. 14)
Article 151 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 156 (partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	1st September 2005	2005 No. 321 (C. 24)
Article 157 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
Article 158 (partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	20th June 2005	2005 No. 280 (C. 20)
Article 159 (partially)	31st May 2005	2005 No. 280 (C. 20)
	20th June 2005	2005 No. 280 (C. 20)
Article 162 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Article 164 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
Articles 165 and 166 (partially)	14th July 2005	2005 No. 321 (C. 24)
	1st September 2005	2005 No. 321 (C. 24)
Article 167	1st September 2005	2005 No. 321 (C. 24)
Articles 168 and 169 (partially)	14th July 2005	2005 No. 321 (C. 24)
	1st September 2005	2005 No. 321 (C. 24)
Article 171 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
Article 172 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 173	25th February 2005	2005 No. 48 (C. 5)
Article 174	6th April 2005	2005 No. 48 (C. 5)
Article 175 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Articles 176 to 184	6th April 2005	2005 No. 48 (C. 5)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 185 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 186 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 187	6th April 2005	2005 No. 48 (C. 5)
Article 188 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Articles 189 and 190 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 191 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Article 192 (partially)	1st July 2005	2005 No. 321 (C. 24)
(partially)	21st July 2005	2005 No. 321 (C. 24)
Article 193 (partially)	1st July 2005	2005 No. 321 (C. 24)
(partially)	21st July 2005	2005 No. 321 (C. 24)
Articles 194 to 197	21st July 2005	2005 No. 321 (C. 24)
Article 198	6th April 2005	2005 No. 48 (C. 5)
Article 216 (partially)	1st July 2005	2005 No. 321 (C. 24)
(partially)	22nd September 2005	2005 No. 321 (C. 24)
(partially)	6th April 2006	2005 No. 321 (C. 24)
Article 229 (partially)	1st July 2005	2005 No. 321 (C. 24)
	22nd September 2005	2005 No. 321 (C. 24)
Article 232 (partially)	1st July 2005	2005 No. 321 (C. 24)
	22nd September 2005	2005 No. 321 (C. 24)
Article 233	30th June 2005	2005 No. 321 (C. 24)
Article 234	6th April 2005	2005 No. 48 (C. 5)
Article 235 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 240	6th April 2005	2005 No. 48 (C. 5)
Articles 242 and 243	6th April 2005	2005 No. 48 (C. 5)
Article 246 (partially)	1st July 2005	2005 No. 321 (C. 24)
	6th April 2006	2005 No. 321 (C. 24)
Articles 247 and 248 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Article 249	25th March 2005	2005 No. 166 (C. 12)
Articles 252 and 253	6th April 2005	2005 No. 48 (C. 5)
Article 254	25th February 2005	2005 No. 48 (C. 5)
Articles 255 and 257 (partially)	25th March 2005	2005 No. 166 (C. 12)
Articles 255 to 257	6th April 2005	2005 No. 48 (C. 5)
Article 259	6th April 2005	2005 No. 48 (C. 5)
Article 260	1st July 2005	2005 No. 321 (C. 24)
Article 261 (partially)	1st July 2005	2005 No. 321 (C. 24)
	6th April 2006	2005 No. 321 (C. 24)
Article 262	6th April 2005	2005 No. 48 (C. 5)
Article 274 (partially)	6th April 2005	2005 No. 48 (C. 5)
Article 275	6th April 2005	2005 No. 48 (C. 5)
Article 280 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	8th March 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Article 290 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 166 (C. 12)
(partially)	30th June 2005	2005 No. 321 (C. 24)
(partially)	14th July 2005	2005 No. 321 (C. 24)
(partially)	1st September 2005	2005 No. 321 (C. 24)
(partially)	22nd September 2005	2005 No. 321 (C. 24)
Article 291 (partially)	1st April 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 166 (C. 12)
(partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 166 (C. 12)
(partially)	6th April 2005	2005 No. 192 (C. 14)
(partially)	1st September 2005	2005 No. 321 (C. 24)
(partially)	6th April 2006	2005 No. 321 (C. 24)
Article 292	1st July 2005	2005 No. 321 (C. 24)
Schedule 1 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	25th March 2005	2005 No. 166 (C. 12)
(partially)	1st April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 166 (C. 12)
Schedule 2	6th April 2005	2005 No. 166 (C. 12)
Schedule 3	6th April 2005	2005 No. 48 (C. 5)
Schedule 4 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
Schedule 6 (partially)	25th February 2005	2005 No. 48 (C. 5)
	6th April 2005	2005 No. 48 (C. 5)
Schedule 7	6th April 2005	2005 No. 48 (C. 5)
Schedule 8 (partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	1st September 2005	2005 No. 321 (C. 24)
Schedule 10 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	25th March 2005	2005 No. 166 (C. 12)
(partially)	1st April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 166 (C. 12)
(partially)	30th June 2005	2005 No. 321 (C. 24)
(partially)	14th July 2005	2005 No. 321 (C. 24)
(partially)	1st September 2005	2005 No. 321 (C. 24)
(partially)	22nd September 2005	2005 No. 321 (C. 24)
Schedule 11 (partially)	25th February 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 48 (C. 5)
(partially)	1st April 2005	2005 No. 166 (C. 12)
(partially)	6th April 2005	2005 No. 48 (C. 5)
(partially)	6th April 2005	2005 No. 166 (C. 12)
(partially)	6th April 2005	2005 No. 192 (C. 14)
(partially)	1st September 2005	2005 No. 321 (C. 24)
(partially)	6th April 2006	2005 No. 321 (C. 24)

Published and printed in the UK by The
Stationery Office Limited
under the authority and
superintendence of Carol
Tullo, Controller of
Her Majesty's Stationery
Office being the Government
Printer for Northern Ireland and
the Officer appointed to print the
Acts of the Northern Ireland Assembly
Dd. N2294. C1. 9/05. Gp. 130. 14567.