



Pensions Act 2004

2004 CHAPTER 35

PART 2

THE BOARD OF THE PENSION PROTECTION FUND

CHAPTER 3

PENSION PROTECTION

The levies

177 Amounts to be raised by the pension protection levies

- (1) Before determining the pension protection levies to be imposed for a financial year, the Board must estimate the amount which will be raised by the levies it proposes to impose.
- (2) The Board must impose levies for a financial year in a form which it estimates will raise an amount not exceeding the levy ceiling for the financial year.
- (3) The pension protection levies imposed for a financial year must be in a form which the Board estimates will result in at least 80% of the amount raised by the levies for that year being raised by the risk-based pension protection levy.
- (4) For the first financial year after the transitional period, regulations may modify subsection (2) so as to provide that the reference to the levy ceiling for the financial year is to be read as a reference to such lower amount as is prescribed.
- (5) For the second financial year after the transitional period and for any subsequent financial year, the Board must impose pension protection levies in a form which it estimates will raise an amount which does not exceed by more than 25% the amount estimated under subsection (1) in respect of the pension protection levies imposed for the previous financial year.

Status: This is the original version (as it was originally enacted).

- (6) The Secretary of State may by order substitute a different percentage for the percentage for the time being specified in subsection (5).
- (7) Before making an order under subsection (6), the Secretary of State must consult such persons as he considers appropriate.
- (8) Regulations under subsection (4), or an order under subsection (6), may be made only with the approval of the Treasury.
- (9) In this section—
 - (a) “risk-based pension protection levy” and “scheme-based pension protection levy” are to be construed in accordance with section 175, and
 - (b) “transitional period” has the meaning given by section 180(3).