

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: Pensions Act 2008, SCHEDULE 11 is up to date with all changes known to be in force on or before 27 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 11

Section 148

REPEALS

PROSPECTIVE

PART 1

PENSION SCHEME MEMBERSHIP FOR JOBHOLDERS

<i>Title</i>	<i>Extent of repeal</i>
Welfare Reform and Pensions Act 1999 (c. 30)	In section 3— (a) subsections (2) to (4); (b) in subsection (5), “fourth” and the words from “of his” to “qualifying scheme”; (c) subsection (6); (d) subsection (8)(a)(ii) and (iii); (e) in subsection (9), the definitions of “qualifying scheme” and “relevant employees”. Section 6(1), (2) and (4). In section 8(1), the definition of “designated scheme”.
Employment Relations Act 2004 (c. 24)	Section 41(1) and (2).
Pensions Act 2004 (c. 35)	In section 80(1)(a), at the end of subparagraph (iii), the word “or”.
Pensions Act 2007 (c. 22)	Section 21. Section 23(2) to (4). In Schedule 6, in paragraph 7(3)(a), the words “employees who are”.

PART 2

SAFEGUARDED RIGHTS

<i>Title</i>	<i>Extent of repeal</i>
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Social Security Contributions and Benefits Act 1992 (c. 4)	In Schedule 4B, in paragraph 12, the definition of “assumed surplus”.
Pension Schemes Act 1993 (c. 48)	In section 50(1)— (a) paragraph (a)(iii); (b) in paragraph (b), the words “, or safeguarded,”. In section 52— (a) subsection (2A)(c); (b) in subsection (3)(b), the words “, or safeguarded,” (in both places). Sections 68A to 68D. In section 181(1), the definition of “safeguarded rights”.
Welfare Reform and Pensions Act 1999 (c. 30)	Section 36. In section 40— (a) subsection (2)(b) and the word “and” preceding it; (b) in subsection (3), in the definition of “relevant pension credit”, the words “or, as the case may be, the safeguarded rights”; (c) in that subsection, the definition of “safeguarded rights”. In Schedule 5, paragraph 7(2) and (6). In Schedule 12— (a) paragraphs 29 and 30; (b) paragraph 41(b).
Proceeds of Crime Act 2002 (c. 29)	In Schedule 11, paragraph 22(5).
Pensions Act 2007 (c. 22) In Schedule 4— (a) paragraph 27; (b) paragraph 40.	

PART 3

CONTRACTING-OUT: ABOLITION OF ALL PROTECTED RIGHTS

<i>Title</i>	<i>Extent of repeal</i>
Pension Schemes Act 1993 (c. 48)	Section 10. Sections 25A to 27A. Section 30. Sections 32 and 32A. Section 33A.
Pensions Act 2007 (c. 22)	In Schedule 4, paragraphs 5, 8 to 10 and 12 to 14.

These repeals have effect in accordance with section 106.

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PART 4

PENSION COMPENSATION

<i>Title</i>	<i>Extent of repeal</i>
Matrimonial Causes Act 1973 (c. 18)	In section 25E(9), the definition of “PPF compensation”. In section 31(2)(dd), at the end of subparagraph (i), the word “or”.
Family Law (Scotland) Act 1985 (c. 37)	Section 8(4A).
Civil Partnership Act 2004 (c. 33)	In Schedule 5— (a) at the end of paragraph 20(a)(iii), the word “or”; (b) at the end of paragraph 21(1)(c), the word “or”; (c) at the end of paragraph 23(1)(c), the word “or”; (d) paragraph 30(3); (e) at the end of paragraph 50(1)(f)(i), the word “or”. In Schedule 7, in paragraph 10(9)(c), the words “Part 7 of”.
Pensions Act 2004 (c. 35)	In section 173(5), the words “of this Act”.

PROSPECTIVE

PART 5

FINANCIAL ASSISTANCE SCHEME

<i>Title</i>	<i>Extent of repeal</i>
Pensions Act 2004 (c. 35)	In section 286(2), the definition of “scheme's pension liabilities” and the words from “and a qualifying pension scheme” to the end.

PART 6

MISCELLANEOUS

Commencement Information

II Sch. 11 Pt. 6 partly in force; Pt. 6 in force for certain purposes at Royal Assent see s. 149(3)(c)

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<i>Title</i>	<i>Extent of repeal</i>
Social Security Pensions Act 1975 (c. 60)	In section 59(5ZA), the words from “but this subsection” to the end.
Pensions Act 1995 (c. 26)	In section 7(3), at the end of paragraph (b), the word “or”.
Pensions Act 2004 (c. 35)	In section 38(5)(a)(ii), the words “otherwise than in good faith,”. Section 321. In Schedule 1, paragraph 28.

The repeal in section 38(5)(a)(ii) of the Pensions Act 2004 (c. 35) has effect in accordance with paragraph 15(1) of Schedule 9 to this Act.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 3(1A) inserted by [2023 c. 44 s. 1\(2\)](#)
- s. 5(1C) inserted by [2023 c. 44 s. 1\(3\)](#)
- s. 13(3)(ec) inserted by [2023 c. 20 Sch. para. 56](#)
- s. 13A inserted by [2023 c. 44 s. 1\(4\)](#)
- s. 24(1)(c) inserted by [2015 c. 8 Sch. 2 para. 43\(2\)\(d\)](#)
- s. 143(6)(7) inserted by [2023 c. 44 s. 1\(5\)\(b\)](#)