
STATUTORY INSTRUMENTS

2002 No. 836

The Occupational and Personal Pension
Schemes (Bankruptcy) (No. 2) Regulations 2002

PART III

SCOTLAND

Calculation and verification of rights under pension arrangements

16.—(1) For the purposes of section 36B(4)(b) of the 1985 Act⁽¹⁾, the value of the debtor's rights under an approved pension arrangement, or of his excluded rights under an unapproved pension arrangement, shall be the cash equivalent of those rights as calculated and verified in accordance with paragraph (2) below.

(2) In calculating and verifying the cash equivalent of the rights referred to in paragraph (1) above, regulation 3 of the Divorce etc. (Pensions) (Scotland) Regulations 2000⁽²⁾(valuation), except paragraph (11) thereof, shall have effect for the purposes of this regulation in like manner to that in which it has effect for the valuation of benefits in connection with the supply of information in connection with divorce in Scotland for the purposes of those Regulations; and for these purposes "the relevant date" in that regulation shall be read as "the date on which the permanent trustee's request for the valuation was received".

(1) Section 36B was substituted by section 16 of the 1999 Act.

(2) S.S.I. 2000/112.