#### STATUTORY INSTRUMENTS

# 2011 No. 731

## **PENSIONS**

The Pension Protection Fund (Pension Compensation Sharing and Attachment on Divorce etc.) Regulations 2011

Made - - - - 10th March 2011
Laid before Parliament 15th March 2011
Coming into force 6th April 2011

# THE PENSION PROTECTION FUND (PENSION COMPENSATION SHARING AND ATTACHMENT ON DIVORCE ETC) REGULATIONS 2011

### PART 1

General

1. Citation, commencement and interpretation

#### PART 2

Shareable rights

2. Rights to PPF compensation which are not shareable

#### PART 3

Supply of information about pension compensation in relation to divorce etc

- 3. Basic information about pension compensation and divorce or dissolution of a civil partnership
- 4. Valuation of relevant compensation for the purposes of an application for financial relief or financial provision
- 5. Provision of information in response to a notification that a pension compensation sharing order etc may be made
- Information to be provided by the Board to pension compensation credit members

#### PART 4

Pension compensation sharing and qualifying agreements (Scotland)

- 7. Prescribed form of provision corresponding to provision which may be made by a pension compensation sharing order
- 8. Circumstances in which an agreement is to be entered into, in order to be considered a "qualifying agreement" for the purposes of section 110(1)(a) of the Act

#### PART 5

#### Implementation and discharge of liability

- 9. Information to be supplied in order for the implementation period to begin
- 10. Extension of implementation period
- 11. Postponement or cessation of implementation period when an application for leave to appeal out of time is made
- 12. Notification about the implementation period by the Board
- 13. Calculation and verification of cash equivalent
- 14. Determination of cash equivalent value of pension compensation credit
- 15. Discharge of liability where the transferee dies before the Board has discharged liability for a pension compensation credit
- 16. Notification of discharge of liability
- 17. Provision of information after receipt of a pension compensation attachment order or provision

#### PART 6

Charges in respect of pension compensation sharing costs etc

- 18. Charges in respect of pension compensation sharing costs etc recoverable by the Board
- 19. Reimbursement between parties to pension compensation sharing

### PART 7

#### Compensation for survivors

- 20. Circumstances where a surviving partner is not entitled to periodic compensation
- 21. Compensation payable on discharge of liability under regulation 15 in the case of surviving partners
- 22. Compensation payable in the case of relevant partners and surviving dependants
- 23. Amount and duration of periodic compensation that can be paid in the case of a relevant partner
- 24. Amount of periodic compensation that can be paid in the case of a surviving dependant
- 25. Period of payment
- 26. Change of circumstances and backdating

#### PART 8

#### Revaluation

 Manner in which percentage increase in general level of prices is to be determined

#### PART 9

#### Commutation of periodic compensation

- 28. Circumstances in which periodic compensation may be commuted
- Circumstances in which the portion of compensation to be commuted may exceed 25 %
- 30. Manner in which an option to commute may be exercised

#### PART 10

#### Early payment of periodic compensation

31. Circumstances where a transferee is entitled to early payment of periodic compensation

#### PART 10A

#### Postponement of compensation

- 31A Postponing compensation
- 31B Circumstances in which periodic compensation can be postponed
- 31C Conditions subject to which periodic compensation can be postponed
- 31D Date on which postponement ceases

#### PART 11

#### Annual increase in periodic compensation

32. Determination of indexed proportion

#### PART 12

#### Compensation cap

- 33. Restriction of amount of compensation payable
- 34. Application of compensation cap where compensation becomes payable on different dates

#### PART 13

#### Amendment of Schedule 9 to the 2004 Act

- 35. Amendment of Schedule 9 to the 2004 Act
- Amendment of the Pension Protection Fund (Review and Reconsideration of Reviewable Matters) Regulations 2005 Signature

SCHEDULE — Information to be provided by the Board

1. In this Schedule— "beneficiary" means any person who is entitled...

Changes to legislation: There are currently no known outstanding effects for the The Pension Protection Fund (Pension Compensation Sharing and Attachment on Divorce etc) Regulations 2011. (See end of Document for details)

2. Information to be provided by the Board to pension compensation...

**Explanatory Note** 

Changes to legislation:
There are currently no known outstanding effects for the The Pension Protection Fund (Pension Compensation Sharing and Attachment on Divorce etc.) Regulations 2011.