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STATUTORY RULES OF NORTHERN IRELAND

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**2014 No. 204**

**The Pensions (2012 Act)  
(Transitional, Consequential and Supplementary Provisions)  
Regulations (Northern Ireland) 2014**

**PART 15**

Pension Sharing

**Valuations for the purposes of pension sharing etc: transitional arrangements**

**70.**—(1) Where, before the appointed day, for the purposes of pension sharing or attachment on divorce or dissolution of a civil partnership, a person responsible for a pension arrangement has provided a valuation of the benefits accrued under a pension arrangement, no provision of Part 4 of the Act or of these Regulations—

- (a) affects the validity of that valuation, or
- (b) requires the person responsible for the pension arrangement to obtain or provide a further or revised valuation of the benefits.

(2) Where the conditions specified in paragraph (3) are met, a person responsible for a pension arrangement who has provided a valuation of a member's accrued benefits made on the basis that those benefits were money purchase benefits, may make a subsequent valuation of the member's benefits on the same basis.

(3) The conditions specified in this paragraph are that—

- (a) the earlier valuation was provided before the appointed day in accordance with regulations made under Article 21(1)(a) <sup>M1</sup> of the 1999 Order (supply of pension information in connection with divorce etc.);
- (b) the benefits valued in the earlier valuation included any of the benefits specified in paragraph (4), and
- (c) a subsequent valuation of the same benefits is to be made for the purposes of Part 5 of the 1999 Order (pension sharing) or Part 4A of the 1993 Act <sup>M2</sup> (requirements relating to pension credit benefit) in the same or connected proceedings.

(4) The benefits specified in this paragraph are—

- (a) cash balance benefits;
- (b) a defined benefit minimum (in relation to money purchase underpin benefits or cash balance underpin benefits);
- (c) top-up benefits, and
- (d) pensions derived from any of the benefits specified in sub-paragraphs (a) to (c) or from money purchase benefits.

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**Changes to legislation:** *There are currently no known outstanding effects for the The Pensions (2012 Act) (Transitional, Consequential and Supplementary Provisions) Regulations (Northern Ireland) 2014, PART 15. (See end of Document for details)*

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(5) In this regulation “connected proceedings” means proceedings in relation to pension sharing or attachment on divorce or dissolution of a civil partnership involving the same parties and the same benefits as earlier proceedings.

**Marginal Citations**

- M1** [Article 21\(1\)](#) was amended by paragraph 108 of Schedule 29 to the [Civil Partnership Act 2004 \(c. 33\)](#)
- M2** [Part 4A](#) was inserted by Article 34 of the Welfare Reform and Pensions (Northern Ireland) Order 1999

**Changes to legislation:**

There are currently no known outstanding effects for the The Pensions (2012 Act) (Transitional, Consequential and Supplementary Provisions) Regulations (Northern Ireland) 2014, PART 15.