



Pensions Act 2014

2014 CHAPTER 19

PART 1

STATE PENSION

Consequential and other amendments

24 Abolition of contracting-out for salary related schemes etc

- (1) Schedule 13 contains amendments to abolish contracting-out for salary related schemes.
- (2) An employer may amend an occupational pension scheme in relation to some or all of its members to take account of increases in the employer's national insurance contributions in respect of some or all of the members to whom the amendments apply because of the repeal of section 41 of the Pension Schemes Act 1993 (by Schedule 13 to this Act).
- (3) The power may be used to make amendments that will apply in relation to future members and correspond to the amendments being made in relation to current members.
- (4) The power may not be used—
 - (a) to make amendments that apply to a member who is a protected person in relation to a scheme, or
 - (b) to amend a public service pension scheme or a scheme of a description specified in regulations under this paragraph.
- (5) Regulations must define what is meant by a protected person in relation to a scheme for the purposes of subsection (4)(a).
- (6) Schedule 14 contains more detail about the power.
- (7) In this section and Schedule 14—

Status: This is the original version (as it was originally enacted).

“current member”, in relation to a scheme, means a person who is a member of the scheme at the time that the power is used (and “future member” is to be read accordingly);

“employer”, in relation to a scheme, means the employer of persons in the description of employment to which the scheme relates;

“member” has the meaning given by section 124(1) of the Pensions Act 1995;

“national insurance contributions”, in relation to an employer, means secondary Class 1 national insurance contributions payable by the employer;

“occupational pension scheme” has the meaning given by section 1 of the Pension Schemes Act 1993;

“public service pension scheme” has the meaning given by that section.

- (8) Subsections (2) to (7) and Schedule 14 are repealed at the end of the period of 5 years beginning with 6 April 2016.
- (9) The Secretary of State may by order amend subsection (8) to extend the period for the time being mentioned there.