
STATUTORY INSTRUMENTS

2001 No. 4049 (C. 130)

PENSIONS

**The Welfare Reform and Pensions Act
1999 (Commencement No. 12) Order 2001**

Made - - - - 19th December 2001

The Secretary of State for Work and Pensions, in exercise of the power conferred by section 89(1) of the Welfare Reform and Pensions Act 1999⁽¹⁾, and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Welfare Reform and Pensions Act 1999 (Commencement No. 12) Order 2001.

(2) In this Order, except where the context otherwise requires, references to sections and Schedules are references to sections of, and Schedules to, the Welfare Reform and Pensions Act 1999.

Appointed days

2.—(1) The day appointed for the coming into force of—

- (a) paragraph 5 of Schedule 2 (interim arrangements) so far as not already in force, and section 18 (miscellaneous amendments) so far as relating to it;
- (b) Part I of Schedule 13 (pensions: miscellaneous) in respect of the repeal in section 28(1) of the Pension Schemes Act 1993⁽²⁾ (ways of giving effect to protected rights), and section 88 (repeals) so far as relating to it,

is 1st January 2002.

(2) The day appointed for the coming into force of—

- (a) paragraph 14 of Schedule 2 (occupational pension schemes: certificates etc. relating to minimum funding requirement), and section 18 so far as relating to it;
- (b) Part I of Schedule 13 in respect of the repeal in section 58(6)(a) of the Pensions Act 1995⁽³⁾ (schedules of contributions), and section 88 so far as relating to it,

(1) 1999 c. 30.
(2) 1993 c. 48.
(3) 1995 c. 26.

is 1st February 2002.

- (3) The day appointed for the coming into force of—
- (a) paragraph 7 of Schedule 2 (mandatory payment of contributions equivalent premiums) so far as not already in force, and section 18 so far as relating to it;
 - (b) Part I of Schedule 13 in respect of—
 - (i) the repeal in section 55(2A) of the Pension Schemes Act 1993 (payment of state scheme premiums on termination of certified status),
 - (ii) the repeal in section 51(2A) of the Pension Schemes (Northern Ireland) Act 1993⁽⁴⁾ (payment of state scheme premiums on termination of certified status);
 - (c) Part II of Schedule 13 (pensions on divorce etc), in respect of the repeal of section 17 of the Family Law Act 1996⁽⁵⁾ (division of pension assets: Scotland);
 - (d) Part V of Schedule 13 (benefits: miscellaneous), in respect of—
 - (i) the repeal of paragraph 24 of Schedule 8 to the Pension Schemes Act 1993 (consequential amendment to section 3 of the Social Security Administration Act 1992),
 - (ii) the repeal in section 1(4) of the Jobseekers Act 1995⁽⁶⁾ (the jobseeker's allowance);
and
 - (e) section 88, so far as relating to the provisions in sub-paragraphs (b) to (d) of this paragraph,
- is 6th April 2002.

Signed by authority of the Secretary of State for Work and Pensions.

19th December 2001

Ian McCartney
Minister of State,
Department for Work and Pensions

⁽⁴⁾ 1993 c. 49.
⁽⁵⁾ 1996 c. 27.
⁽⁶⁾ 1995 c. 18.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on—

1st January 2002, paragraph 5 of Schedule 2 to the Welfare Reform and Pensions Act 1999 and a related repeal in Schedule 13 to that Act (amendments to section 28 of the Pension Schemes Act 1993 (interim arrangements)),

1st February 2002, paragraph 14 of Schedule 2 to that Act and a related repeal in Schedule 13 thereto (amendments to section 58 of the Pensions Act 1995 (schedules of contributions)),

6th April 2002, paragraph 7 of Schedule 2 to that Act and a related repeal in Schedule 13 thereto (amendments to section 55 of the Pension Schemes Act 1993 (payment of state scheme premiums)) together with repeals in Schedule 13 in respect of paragraph 24 of Schedule 8 to the Pension Schemes Act 1993 (consequential amendment to section 3 of the Social Security Administration Act 1992), section 51(2A) of the Pension Schemes (Northern Ireland) Act 1993 (payment of state scheme premiums on termination of certified status), section 17 of the Family Law Act 1996 (division of pension assets: Scotland), and section 1(4) of the Jobseekers Act 1995 (the jobseeker's allowance).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions have been brought into force by:—

the Welfare Reform and Pensions Act 1999 (Commencement No. 1) Order 1999 (S.I.1999/3309 (C. 88)),

the Welfare Reform and Pensions Act 1999 (Commencement No. 2) Order 1999 (S.I. 1999/3420 (C. 92)),

the Welfare Reform and Pensions Act 1999 (Commencement No. 3) Order 2000 (S.I. 2000/629 (C. 13)),

the Welfare Reform and Pensions Act 1999 (Commencement No. 4) Order 2000 (S.I. 2000/1047 (C. 29))(7),

the Welfare Reform and Pensions Act 1999 (Commencement No. 5) Order 2000 (S.I. 2000/1116 (C. 35)),

the Welfare Reform and Pensions Act 1999 (Scotland) (Commencement No. 6) Order 2000 (S.S.I. 2000/111 (C. 36)),

the Welfare Reform and Pensions Act 1999 (Commencement No. 7) Order 2000 (S.I. 2000/1382 (C. 41)),

the Welfare Reform and Pensions Act 1999 (Scotland) (Commencement No. 8) Order 2000 (S.S.I. 2000/238 (C. 7)),

the Welfare Reform and Pensions Act 1999 (Commencement No. 9 and Transitional and Savings Provisions) Order 2000 (S.I. 2000/2958 (C. 89))(8),

(7) S.I. 2000/1047 (C. 29) was amended by article 2 of S.I. 2001/933 (C. 34).

(8) S.I. 2000/2958 (C. 89) was amended by article 3 of S.I. 2001/933 (C. 34).

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

the Welfare Reform and Pensions Act 1999 (Commencement No. 10, and Transitional Provisions) Order 2001 (S.I. [2001/933 \(C. 34\)](#)), and

the Welfare Reform and Pensions Act 1999 (Commencement No. 11) Order 2001 (S.I. [2001/1219 \(C. 44\)](#)).

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|-------------------------------------|---------------------------|
| Section 1 | 1st October 2000 | 2000/1047 |
| Section 2 | 1st October 2000 | 2000/1047 |
| Section 3 | 6th April 2001 and 8th October 2001 | 2001/933 |
| Sections 4 and 5 | 8th October 2001 | 2000/1047 |
| Section 6(1), (2) and (4) | 8th October 2001 | 2000/1047 |
| Schedule 1, except paragraph 1(3), and section 6(3) except so far as it relates to that paragraph 1(3) | 1st October 2000 | 2000/1047 |
| Schedule 1, paragraph 1(3), and section 6(3) so far as it relates to that paragraph 1(3) | 8th October 2001 | 2000/1047 |
| Section 7 | 1st October 2000 | 2000/1047 |
| Section 8, except the definition of “designated scheme” | 1st October 2000 | 2000/1047 |
| Section 8(1) so far as it relates to the definition of “designated scheme” | 8th October 2001 | 2000/1047 |
| Section 9 | 6th April 2001 | 2000/2958 |
| Section 10 | 3rd April 2000 | 2000/629 |
| Section 11(1), (2), (3) and (11) | 29th May 2000 | 2000/1382 |
| Section 11(12) | 1st December 2000 | 2000/1382 |
| Section 13(1) and (2) | 29th May 2000 | 2000/1382 |
| Section 17 | 23rd April 2001 | 2001/1219 |
| Schedule 2 in the following respects, and section 18 so far as it relates to them:— | | |
| paragraphs 1 and 2 | 29th May 2000 | 2000/1382 |
| paragraphs 3 and 4, 8 to 13 and 15 to 19 | 25th April 2000 | 2000/1047 |
| Sections 19, 21 and 22 and Schedules 3 and 4 | 1st December 2000 | 2000/1116 |
| Section 20 | 1st December 2000 | 2000/1047 |

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|---------------------------------------|-----------------|
| Sections 23 and 24 | 1st December 2000 | 2000/1047 |
| Sections 26 to 51 and Schedules 5 and 6 | 1st December 2000 | 2000/1047 |
| Section 53 | 12th January 2000 and 2nd April 2000 | 1999/3309 |
| Sections 54 to 56 | 24th April 2000 and 9th April 2001 | 2000/1047 |
| Section 59 and Schedule 7 | 19th March 2001 | 2000/2958 |
| Section 61 | 3rd April 2000 | 1999/3309 |
| Sections 62 to 65 | 3rd November 2000 and 6th April 2001 | 2000/2958 |
| Section 66 | 12th January 2000 | 1999/3309 |
| Section 67(1) and (2) | 12th January 2000 | 1999/3309 |
| Section 67(3) and (4) | 9th April 2001 | 2000/1382 |
| Section 69 | 17th April 2000 and 15th May 2000 | 2000/1047 |
| Schedule 8 in the following respects, and section 70 so far as it relates to them:— | | |
| paragraphs 1 to 19 | 24th April 2000 and 9th April 2001 | 2000/1047 |
| paragraph 20 | 3rd November 2000 | 2000/2958 |
| paragraphs 21 and 22 | 3rd November 2000 and 6th April 2001 | 2000/2958 |
| paragraph 23(1), (2) and (4) | 13th December 1999 | 1999/3309 |
| paragraph 23(3) | 3rd April 2000 | 1999/3309 |
| paragraph 24 | 3rd April 2000 | 1999/3309 |
| paragraph 25 | 3rd November 2000 | 2000/2958 |
| paragraph 26 | 3rd November 2000 and 6th April 2001 | 2000/2958 |
| paragraph 27 | 6th April 2001 | 2000/2958 |
| paragraph 28 | 19th March 2001 | 2001/933 |
| paragraphs 30 to 32 | 12th January 2000 and 2nd April 2000 | 1999/3309 |
| paragraph 33 | 1st December 2000 | 2000/1047 |
| Section 73 and Schedule 9 | 22nd December 1999 and 6th April 2000 | 1999/3420 |
| Section 74 and Schedule 10 | 22nd December 1999 and 6th April 2000 | 1999/3420 |

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

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|--|----------------------------|
| Sections 75 and 76 | 22nd December 1999 | 1999/3420 |
| Sections 77 and 78 | 6th April 2000 | 1999/3420 |
| Schedule 12 in the following respects, and section 84(1) so far as it relates to them:— | | |
| paragraphs 1 to 4 | 1st December 2000 | 2000/1116 |
| paragraphs 5 to 7 and 8(1), (2), (5) and (6) | 1st December 2000 | 2000/1047 |
| paragraph 8(3) and (4) | 15th April 2000 | S.S.I. 2000/111 |
| paragraphs 9, 10, 11, 12 and 14 to 63 | 1st December 2000 | 2000/1047, S.S.I. 2000/238 |
| paragraphs 64 to 66 | 1st December 2000 | 2000/1116 |
| paragraph 73 | 25th April 2000 | 2000/1047 |
| paragraph 74 | 6th April 2000 | 1999/3420 |
| paragraph 75 | 25th April 2000 | 2000/1047 |
| paragraphs 76 to 78 | 6th April 2000 | 1999/3420 |
| paragraphs 84 to 86 | 6th April 2000 | 1999/3420 |
| Section 85(3) and (4) | 1st December 2000 | 2000/1116 |
| Section 85 (5) | 1st December 2000 | 2000/1047 |
| Schedule 13 in the following respects, and section 88 so far as it relates to them:— | | |
| Part I (partially) | 25th April 2000, and 19th March 2001 23rd April 2001 | 2000/10472001/9332001/1219 |
| Part II (partially) | 1st December 2000 | 2000/1047, 2000/1116 |
| Part III | 1st December 2000 | 2000/1047 |
| Part IV | 3rd November 2000 and 6th April 2001 | 2000/2958 |
| Part V (partially) | 2nd April 2000, 24th April 2000 and 9th April 2001 | 1999/3309, 2000/1047 |
| Parts VI and VII | 6th April 2000 | 1999/3420 |