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STATUTORY INSTRUMENTS

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**2005 No. 993**

**The Occupational Pension Schemes and Pension Protection Fund (Amendment) Regulations 2005**

**Amendment of the Entry Rules Regulations**

4. In the Entry Rules Regulations—
- (a) in regulation 2 (schemes which are not eligible schemes)—
    - (i) omit paragraph (1)(e);
    - (ii) in paragraph (1)(f), for the words “but which is not”, substitute the words “but which is neither a tax approved scheme nor”;
    - (iii) in paragraph (1)(i), for “the 1998 Act” substitute “the 1988 Act”; and
    - (iv) in paragraph (2), for “paragraphs (4) and (5)” substitute “paragraphs (3) and (4)”;
  - (b) in regulation 8(3)(c) (applications and notifications to the Board – further provision), for “notice is issued.,” substitute “notice is issued.”;
  - (c) in regulation 9(1) (confirmation of scheme status by insolvency practitioner)—
    - (i) for “the scheme” substitute “an occupational pension scheme”; and
    - (ii) in paragraph (b)(i), for “there as been” substitute “there has been”;
  - (d) in regulation 13(1) (confirmation of scheme status – binding notices)—
    - (i) for “a scheme” substitute “an occupational pension scheme”; and
    - (ii) for “(insolvency practitioners duty to issue notices confirming status of scheme)”, substitute “(insolvency practitioner’s duty to issue notices confirming status of scheme)”;
  - (e) in regulation 16 (restrictions on winding up, discharge of liabilities etc)—
    - (i) in paragraph (1)(a) and (b), for “trustees or managers of the scheme” in each place where those words appear, substitute “trustees or managers of an eligible scheme”; and
    - (ii) in paragraph (2), for “a scheme”, in each place where those words appear, substitute “an eligible scheme”;
  - (f) in regulation 18 (loans to pay scheme benefits)—
    - (i) in paragraph (3), in the definition of “reference banks”, after “accept deposits,” at the end of paragraph (a) insert “and”;
    - (ii) in paragraph (4), for “Paragraph (3)(b) above” substitute “In paragraph (3), paragraph (b) of the definition of “reference banks””;
  - (g) in regulation 20 (consequences of the Board ceasing to be involved with a scheme)—
    - (i) in paragraph (1), for “following a the issue” substitute “following the issue”; and
    - (ii) in paragraph (2), for “scheme rules” substitute “the scheme rules”;
  - (h) in regulation 21 (refusal to assume responsibility – schemes which become eligible schemes)—

- (i) in paragraph (1), for “referred to in section 144(1) of the Act” substitute “referred to in section 146(1) of the Act”; and
- (ii) in paragraph (1)(b), for “ending on” substitute “ending with”;
- (i) in regulation 24(1)(b)(ii) (applications for reconsideration), for “on any day” substitute “with any day”; and
- (j) in the Schedule (contents of accounts audited by the auditor of the scheme)—
  - (i) in paragraph 2(1)(b), for “investment” substitute “investments”;
  - (ii) in paragraph 2(3)—
    - (aa) in paragraph (a), for “additional voluntary contributions” substitute “voluntary contributions”; and
    - (bb) for “paragraph (a) and (b)” substitute “paragraphs (a) and (b)”; and
  - (iii) in paragraph 8, for ““Financial Reports of Pension Scheme”” substitute ““Financial Reports of Pension Schemes””.