
DRAFT STATUTORY INSTRUMENTS

2005 No.

The Pensions (Northern Ireland) Order 2005

PART III

THE BOARD OF THE PENSION PROTECTION FUND

CHAPTER 7

MISCELLANEOUS

Pension sharing

Pension sharing

- 199.**—(1) Regulations may modify any of the provisions of this Part as it applies in relation to—
- (a) cases where a person's shareable rights under an eligible scheme have (at any time) become subject to a pension debit;
 - (b) cases where—
 - (i) a pension sharing order or provision in respect of such rights is made before the time a transfer notice under Article 144 is received by the trustees or managers of the eligible scheme, and
 - (ii) that order or provision takes effect on or after the receipt by them of the notice.
- (2) Regulations may also modify any of the provisions of Chapter 1 of Part V of the 1999 Order (pension sharing) as it applies in relation to—
- (a) cases within paragraph (1)(a) where any liability of the trustees or managers of the eligible scheme in respect of a pension credit was not discharged before the time a transfer notice under Article 144 was received by the trustees or managers of the eligible scheme;
 - (b) cases within paragraph (1)(b).
- (3) In this Article—
- (a) “pension debit” and “shareable rights” have the same meaning as in Chapter 1 of Part V of the 1999 Order (pension sharing), and
 - (b) “pension sharing order or provision” means an order or provision falling within Article 25(1) of the 1999 Order (activation of pension sharing).