
DRAFT STATUTORY INSTRUMENTS

2005 No.

The Pensions (Northern Ireland) Order 2005

PART II

THE PENSIONS REGULATOR

Exercise of regulatory functions

Special procedure

93.—(1) The procedure determined under Article 88 must make provision for the special procedure.

(2) The “special procedure” is a procedure which provides for—

- (a) the giving of notice of the determination to exercise the regulatory function to such persons as appear to the Regulator to be directly affected by it (a “determination notice”),
- (b) the determination notice to contain details of the requirement for the Regulator to review the determination under Article 94(1) and of any subsequent right of referral to the Tribunal under Article 94(7),
- (c) the persons to whom the determination notice was given (as required under subparagraph (a)) to have an opportunity to make representations in relation to the determination before it is reviewed under Article 94(1),
- (d) the consideration of any such representations before the determination on the review,
- (e) the giving of a notice in accordance with Article 94(4) of the determination on the review (a “final notice”),
- (f) the final notice to contain details of the right of referral to the Tribunal under Article 94(7),
- (g) the form and further content of determination notices and final notices and the manner in which they are to be given, and
- (h) the time limits to be applied at any stage of the procedure.