
DRAFT STATUTORY INSTRUMENTS

2018 No.

The Occupational and Personal Pension Schemes
(Amendment etc.) (EU Exit) Regulations 2018

PART 3

Amendment of secondary legislation

Amendment of the Occupational Pension Schemes (Investment) Regulations 2005

29.—(1) The Occupational Pension Schemes (Investment) Regulations 2005⁽¹⁾ are amended as follows.

(2) In regulation 1(2)—

- (a) in the definition of “qualifying insurance policy”, omit paragraph (b) and the “or” before it;
- (b) omit the definition of “scheme undertaking cross-border activities”.

(3) In regulation 4(11)—

- (a) in the definition of “derivative instrument”, for the words from “of Section C” to “financial instruments” substitute “of Part 1 of Schedule 2 to the Financial Services and Markets Act 2000 (Regulated Activities) Order 2001⁽²⁾”;

(b) in the definition of “regulated market”—

- (i) omit paragraph (a);
- (ii) for paragraph (b) substitute the following—

“(b) a UK regulated market or an EU regulated market within the meaning of Article 2.1.13A and 2.1.13B respectively of Regulation (EU) No 600/2014 of the European Parliament and of the Council of 15 May 2014 on markets in financial instruments; or”.

(4) In regulation 15A, omit paragraph (2)(b) but not the final “or”.

(5) Omit regulation 17.

⁽¹⁾ S.I. 2005/3378; amended by S.I. 2009/615, 2015/575, 2017/701; there are other amending instruments but none is relevant.

⁽²⁾ S.I. 2001/544; amended by S.I. 2006/3384, 2017/488.