**Draft Legislation:** This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Occupational Pension Schemes (Collective Money Purchase Schemes) Regulations 2022 ISBN 978-0-348-23118-2

## SCHEDULE 6

Continuity Option 1: transfer out and winding up

## Administration charges

- **18.**—(1) This paragraph applies to the trustees or managers of any occupational pension scheme (the "proposed receiving scheme") to which the trustees of a collective money purchase scheme that is pursuing continuity option 1 (the "transferring scheme") propose to transfer the value of beneficiaries' accrued rights to benefits under the scheme, under a default discharge option.
- (2) The trustees of the proposed receiving scheme must provide to the Regulator, in accordance with this paragraph, a document setting out the level of administration charges that applies in relation to members of the proposed receiving scheme.
- (3) The document must be provided before the end of 28 days beginning with the date on which the trustees of the proposed receiving scheme receive the notice under paragraph 11.
- (4) The document must set out for each charge structure all levels of administration charges (including any discounted levels)—
  - (a) for each arrangement, including a default arrangement, and any different levels in relation to any one arrangement;
  - (b) for any additional charges, and the reason for imposing them;
  - (c) for any third-party charges, and the reason for imposing them; and
  - (d) for any other type of administration charge in the scheme, and the reason for imposing it.
- (5) Where the proposed receiving scheme is a Master Trust scheme the charges must be set out as at the most recent date, not falling within a triggering event period in relation to the transferring scheme, on which the receiving scheme submitted a continuity strategy to the Regulator.
- (6) In all other cases the charges must be set out as at the date the triggering event occurred in relation to the transferring scheme as a result of which continuity option 1 is being pursued.
  - (7) The levels must be set out on an annualised basis.
  - (8) Where there is a discounted level, the reason for charging the lower level must also be set out.
  - (9) The document must include a statement explaining—
    - (a) how the scheme will be in compliance with section 45(2) of the Act (prohibition on increasing charges etc during triggering event period);
    - (b) whether the scheme is to be liable for the costs mentioned in section 45(4) of the Act; and
    - (c) if the scheme is to be liable for those costs, how it is to meet them.