



Social Security Act 1990

1990 CHAPTER 27

Occupational and personal pensions etc.

13 Registration of occupational and personal pension schemes

- (1) At the beginning of Part V of the Pensions Act there shall be inserted the following section—

“59K Registration of occupational and personal pension schemes

- (1) The Secretary of State may by regulations make provision—
- (a) for the compilation and maintenance of a register of occupational and personal pension schemes (“the register”);
 - (b) for the appointment of a Registrar of Occupational and Personal Pension Schemes (“the registrar”); and
 - (c) for conferring on the registrar such functions relating to the compilation and maintenance of the register as may be specified in the regulations.
- (2) The regulations—
- (a) may make provision with respect to any of the following matters, that is to say—
 - (i) the remuneration and expenses, and any pensions, allowances or gratuities, or compensation for loss of office, payable to or in respect of the registrar;
 - (ii) the staff and other facilities that are to be available to the registrar;
 - (iii) the other terms and conditions upon which the registrar is to hold office; and
 - (iv) the removal of the registrar from office; and
 - (b) may confer upon the registrar power to appoint an agent to perform any of his functions on his behalf.
- (3) The register—

Status: This is the original version (as it was originally enacted).

- (a) may consist of one or more parts, as may be prescribed;
 - (b) shall be organised in such manner, and contain such information relating to occupational and personal pension schemes, as may be prescribed; and
 - (c) subject to the regulations, may be kept in such manner and form as the registrar may think fit.
- (4) The regulations may make provision—
 - (a) for the register, or for extracts from the register, or for copies of the register or of extracts from the register, to be open to inspection by, and
 - (b) for copies of the register, or of extracts from it, to be supplied to, such persons, in such manner, at such times, upon payment of such fees, and subject to such other terms and conditions, as may be prescribed.
- (5) The regulations may require—
 - (a) any person who is or has been—
 - (i) a trustee or manager of an occupational or personal pension scheme or an administrator of a public service pension scheme, or
 - (ii) the employer in relation to employment of any description or category to which an occupational pension scheme relates, and
 - (b) such other persons as may be prescribed,to provide the registrar with such information for the purposes of the register in such form and within such time as may be prescribed.
- (6) The Secretary of State, the Inland Revenue and the Occupational Pensions Board may provide the registrar with such information as he may request for the purposes of the register; and no obligation as to secrecy or confidentiality imposed by statute or otherwise on—
 - (a) persons employed in the Department of Social Security,
 - (b) persons employed in relation to the Inland Revenue, or
 - (c) the staff of the Occupational Pensions Board,shall prevent them from disclosing to the registrar such information as is necessary for the purposes of the register.
- (7) The Secretary of State may direct the registrar to submit to him, in such form and at such intervals as may be specified in the direction, such statistical and other reports as the Secretary of State may require; and the Secretary of State may determine at his discretion whether or not to publish a report submitted to him under this subsection.
- (8) In this section “employer”, in relation to a pension scheme, includes a person who is or has been treated under section 66(3) below as an employer in relation to the scheme for the purposes of Part III or IV of this Act.
- (9) Subsections (2) to (5) above are without prejudice to the generality of subsection (1) above and nothing in subsection (5) or (6) above shall be taken to imply that the Occupational Pensions Board may not be appointed as the registrar.”

- (2) The following provisions of the Pensions Act (which make provision with respect to the registration of occupational pension schemes and which are set out in Schedule 2 to the Social Security Act 1985 and have not all been brought into force) shall cease to have effect—
- (a) sections 56B to 56D;
 - (b) section 56E(1)(c);
 - (c) sections 56F to 56K;
 - (d) section 56L(1)(b), (5)(b) and (9); and
 - (e) sections 56M and 56N.