



# Pension Schemes (Northern Ireland) Act 1993

## 1993 CHAPTER 49

### PART X

#### INVESTIGATIONS: THE PENSIONS OMBUDSMAN

#### **143 Death, insolvency or disability of authorised complainant**

- (1) Where an authorised complainant dies or is a minor or is otherwise unable to act for himself, then, unless subsection (3) applies—
  - (a) any complaint or dispute (whenever arising) which the authorised complainant might otherwise have made or referred under this Part may be made or referred by the appropriate person, and
  - (b) anything in the process of being done by or in relation to the authorised complainant under this Part may be continued by or in relation to the appropriate person,and any reference in this Part, except this section, to an authorised complainant shall be construed as including a reference to the appropriate person.
- (2) For the purposes of subsection (1) “the appropriate person” means—
  - (a) where the authorised complainant has died, his personal representatives; or
  - (b) in any other case, a member of the authorised complainant’s family, or some body or individual suitable to represent him.
- (3) Where a person is acting as an insolvency practitioner in relation to an authorised complainant, investigations under this Part shall be regarded for the purposes of the Insolvency (Northern Ireland) Order 1989 as legal proceedings.
- (4) In this section “acting as an insolvency practitioner” shall be construed in accordance with Article 3 of the Insolvency (Northern Ireland) Order 1989, but disregarding paragraph (5) of that Article (exclusion of official receiver).