



# Pension Schemes (Northern Ireland) Act 1993

## 1993 CHAPTER 49

### [<sup>F1</sup>PART IIIA

#### SAFEGUARDED RIGHTS

##### [<sup>F1</sup>64A Safeguarded rights.

- (1) Subject to subsection (2), the safeguarded rights of a member of an occupational pension scheme or a personal pension scheme are such of his rights to future benefits under the scheme as are attributable (directly or indirectly) to a pension credit in respect of which the reference rights are, or include, contracted-out rights or safeguarded rights.
- (2) If the rules of an occupational pension scheme or a personal pension scheme so provide, a member's safeguarded rights are such of his rights falling within subsection (1) as—
  - (a) in the case of rights directly attributable to a pension credit, represent the safeguarded percentage of the rights acquired by virtue of the credit, and
  - (b) in the case of rights directly attributable to a transfer payment, represent the safeguarded percentage of the rights acquired by virtue of the payment.
- (3) For the purposes of subsection (2)(a), the safeguarded percentage is the percentage of the rights by reference to which the amount of the credit is determined which are contracted-out rights or safeguarded rights.
- (4) For the purposes of subsection (2)(b), the safeguarded percentage is the percentage of the rights in respect of which the transfer payment is made which are contracted-out rights or safeguarded rights.
- (5) In this section—

“contracted-out rights” means such rights under, or derived from—

---

*Status: Point in time view as at 01/12/1999. This version of this provision has been superseded.*

**Changes to legislation:** Pension Schemes (Northern Ireland) Act 1993, Section 64A is up to date with all changes known to be in force on or before 15 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

---

- (a) an occupational pension scheme contracted-out by virtue of section 5(2) or (3), or
  - (b) an appropriate personal pension scheme, as may be prescribed;
- “reference rights”, in relation to a pension credit, means the rights by reference to which the amount of the credit is determined.]

---

#### **Textual Amendments**

**F1** Pt. IIIA (ss. 64A-64D) inserted (1.12.1999 for certain purposes and otherwise 1.12.2000) by **S.I. 1999/3147 (N.I. 11)**, **arts. 1(5)(a), 33**; S.R. 2000/133, art. 2(3), **Sch. Pt. IV**

**Status:**

Point in time view as at 01/12/1999. This version of this provision has been superseded.

**Changes to legislation:**

Pension Schemes (Northern Ireland) Act 1993, Section 64A is up to date with all changes known to be in force on or before 15 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.