



# Pensions Act 2004

## 2004 CHAPTER 35

### PART 2

#### THE BOARD OF THE PENSION PROTECTION FUND

### CHAPTER 3

#### PENSION PROTECTION

#### *Discharge of Board's liabilities*

#### **169 Discharge of liabilities in respect of compensation**

- (1) This section applies where the Board assumes responsibility for an eligible scheme in accordance with this Chapter.
- (2) The Board may provide for the discharge of any liability imposed by this Chapter to provide compensation—
  - (a) by the taking out of a policy of insurance or a number of such policies;
  - (b) by the entry into an annuity contract or a number of such contracts;
  - (c) by the transfer of the benefit of such a policy or policies or such a contract or contracts;
  - (d) in prescribed circumstances, by the payment of a cash sum calculated in the prescribed manner.

#### **Commencement Information**

**II** S. 169(1)(2)(a)-(c) in force at 6.4.2006 by [S.I. 2006/560](#), art. 2(3), [Sch. Pt. 3](#)

*Status: Point in time view as at 06/04/2012.*

*Changes to legislation: Pensions Act 2004, Cross Heading: Discharge of Board’s liabilities is up to date with all changes known to be in force on or before 27 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)*

**170 Discharge of liabilities in respect of money purchase benefits**

- (1) This subsection applies where—
  - (a) the Board assumes responsibility for an eligible scheme in accordance with this Chapter, and
  - (b) one or more members are entitled, or have accrued rights, under the scheme rules to money purchase benefits.
- (2) Regulations must make provision in respect of cases to which subsection (1) applies requiring the Board to secure that liabilities in respect of such benefits transferred to the Board under section 161 are discharged by it in the prescribed manner.

<sup>F1</sup>(3) .....

- (4) In this section—
  - “accrued rights”, under the scheme rules of a scheme, include pension credit rights within the meaning of section 124(1) of the Pensions Act 1995 (c. 26);
  - <sup>F2</sup> ...

<p><b>Textual Amendments</b></p> <p><b>F1</b> S. 170(3) omitted (6.4.2012) by virtue of <a href="#">The Pensions Act 2008 (Abolition of Protected Rights) (Consequential Amendments) (No.2) Order 2011 (S.I. 2011/1730)</a>, arts. 1(2)(b), <b>7(a)</b></p> <p><b>F2</b> Words in s. 170(4) omitted (6.4.2012) by virtue of <a href="#">The Pensions Act 2008 (Abolition of Protected Rights) (Consequential Amendments) (No.2) Order 2011 (S.I. 2011/1730)</a>, arts. 1(2)(b), <b>7(b)</b></p> <hr/> <p><b>Commencement Information</b></p> <p><b>I2</b> S. 170 in force at 1.1.2006 for specified purposes and 6.4.2006 in so far as not already in force by <a href="#">S.I. 2005/3331</a>, art. 2(5), <b>Sch. Pt. 5</b></p>
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**Status:**

Point in time view as at 06/04/2012.

**Changes to legislation:**

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