

Status: Point in time view as at 10/07/2009.

Changes to legislation: Pensions Act 2004, Part 3 is up to date with all changes known to be in force on or before 10 August 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)

SCHEDULES

SCHEDULE 1

THE PENSIONS REGULATOR

PART 3

MEMBERS OF THE DETERMINATIONS PANEL

Nomination of the chairman of the Panel

- 11 (1) On each occasion when the Regulator is required to appoint a person as chairman of the Determinations Panel, the chairman of the Regulator must establish a committee (in this Schedule referred to as “the appointments committee”).
- (2) The appointments committee must consist of—
- (a) a chairman appointed by the chairman of the Regulator from the non-executive members of the Regulator, and
 - (b) one or more persons appointed by the chairman of the Regulator.
- (3) At least one of the persons appointed under sub-paragraph (2)(b) must be a person who is not a member of the Regulator.
- (4) But a person appointed under sub-paragraph (2)(b) must not be a person who is a member of the staff of the Regulator.
- (5) The committee must nominate a person suitable for appointment as chairman of the Panel.

Commencement Information

- II** Sch. 1 para. 11 in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)

Terms of appointment and tenure of members of the Panel

- 12 (1) The members of the Determinations Panel are to be appointed on such terms and conditions as are determined by the Regulator with the approval of the Secretary of State.
- (2) Subject to sub-paragraph (3) such a member—
- (a) is to hold and vacate office in accordance with the terms and conditions of his appointment, and
 - (b) may resign or be removed from office in accordance with those terms and conditions.
- (3) A person must cease to be a member of the Panel where—

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- (a) in the case of the chairman, he ceases to hold that office, or
- (b) in the case of any member, he becomes a member of the Regulator or a member of the staff of the Regulator.

Commencement Information

I2 Sch. 1 para. 12 in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)

- 13 No person is to be prevented from being a member of the Panel (whether as chairman or otherwise) merely because he has previously been a member of the Panel.

Commencement Information

I3 Sch. 1 para. 13 in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)

Remuneration etc of members of the Panel

- 14 The Regulator may pay, or make provision for paying, the members of the Determinations Panel such remuneration as the Secretary of State may determine.

Commencement Information

I4 Sch. 1 para. 14 in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)

- 15 The Regulator may—
- (a) pay to or in respect of any person who is or has been a member of the Panel such pension, allowances or gratuities as the Secretary of State may determine, or
 - (b) make such payments as the Secretary of State may determine towards provision for the payment of a pension, allowance or gratuity to or in respect of such a person.

Commencement Information

I5 Sch. 1 para. 15 in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)

- 16 Where—
- (a) a member of the Panel ceases to be a member otherwise than on the expiry of his term of office, and
 - (b) it appears to the Secretary of State that there are circumstances which make it right for that person to receive compensation,
- the Regulator may make a payment to that person of such amount as the Secretary of State may determine.

Commencement Information

I6 Sch. 1 para. 16 in force at 17.12.2004 by [S.I. 2004/3350](#), art. 2, [Sch.](#)

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