



Pensions Act 2008

2008 CHAPTER 30

PART 1 U.K.

PENSION SCHEME MEMBERSHIP FOR JOBHOLDERS

CHAPTER 1 E+W+S

EMPLOYERS' DUTIES

Employers' duties

4 Postponement of automatic enrolment E+W+S

- (1) The Secretary of State may by regulations provide that in prescribed cases the automatic enrolment date is a date, determined in accordance with regulations under this section, which is later than the date specified in section 3(7).
- (2) Where a person becomes an active member of a scheme in accordance with regulations under this section, the employer must not take any action, or make any omission, by which within the minimum period—
 - (a) the person ceases to be an active member of the scheme, or
 - (b) the scheme ceases to be a scheme of the relevant kind.
- (3) The minimum period is so much of a prescribed period as the person remains a jobholder of the employer.
- (4) A scheme ceases to be a scheme of the relevant kind, in the case of any person, if it ceases to have a feature by reference to which regulations under this section operated so as to postpone the automatic enrolment date in that person's case.
- (5) Subsection (2) does not apply to any action or omission at the member's request.

Status: Point in time view as at 26/11/2008. This version of this provision has been superseded.

Changes to legislation: Pensions Act 2008, Section 4 is up to date with all changes known to be in force on or before 03 September 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)

Commencement Information

II S. 4 (as originally enacted) in force for certain purposes at Royal Assent see s. 149(2)(k)

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