
STATUTORY INSTRUMENTS

1996 No. 1462

**The Contracting-out (Transfer and
Transfer Payment) Regulations 1996**

PART III

TRANSFERS OF LIABILITY IN RESPECT OF SECTION 9(2B) RIGHTS

[^{F1}Transfer payments to occupational and person pension schemes in respect of section 9(2B) rights

10. A transfer payment in respect of an earner's accrued section 9(2B) rights may be made to a scheme which is not ^{F2}... an overseas scheme or overseas arrangement, if—

- (a) the earner consents in writing; and
- (b) the earner has acknowledged in writing to the transferring scheme that the earner has received a statement from the receiving scheme showing the benefits to be awarded in respect of the transfer payment, and that the earner accepts that—
 - (i) the benefits to be provided by the receiving scheme may be in a different form and of a different amount to those which would have been payable by the transferring scheme, and
 - (ii) there is no statutory requirement on the receiving scheme to provide for survivor's benefits out of the transfer payment.]

Textual Amendments

- F1** Reg. 10 substituted (6.4.2012) by [The Pensions Act 2007 \(Abolition of Contracting-out for Defined Contribution Pension Schemes\) \(Consequential Amendments\) Regulations 2011 \(S.I. 2011/1245\)](#), regs. 1(2), **6(4)**
- F2** Words in reg. 10 omitted (6.4.2016) by virtue of [The Pensions Act 2014 \(Abolition of Contracting-out for Salary Related Pension Schemes\) \(Consequential Amendments and Savings\) Order 2016 \(S.I. 2016/200\)](#), arts. 1(2), **4(7)**

Changes to legislation:

There are currently no known outstanding effects for the The Contracting-out (Transfer and Transfer Payment) Regulations 1996, Section 10.