
STATUTORY INSTRUMENTS

2006 No. 744

The Taxation of Pension Schemes (Consequential Amendments of Occupational and Personal Pension Schemes Legislation) Order 2006

PART 2

Amendment of Subordinate Legislation applicable to Great Britain

Amendment of the Pension Sharing (Pension Credit Benefit) Regulations 2000

- 18.**—(1) Amend the Pension Sharing (Pension Credit Benefit) Regulations 2000⁽¹⁾ as follows.
- (2) In regulation 3 (commutation of the whole of pension credit benefit)—
- (a) in paragraph (1) omit “paragraphs (3) and (4) and”;
 - (b) for paragraph (2), substitute—
 - “(2) The circumstances described in this paragraph are that the lump sum payment is permitted by the lump sum rule in section 166 of the Finance Act 2004, and either—
 - (a) qualifies as a serious ill-health lump sum for the purposes of paragraph 4 of Part 1 of Schedule 29 to that Act; or
 - (b) qualifies as a trivial commutation lump sum for the purposes of paragraph 7 of Part 1 of that Schedule.”; and
 - (c) omit paragraphs (3) and (4).
- (3) In regulation 4 (commutation of part of pension credit benefit)—
- (a) in sub-paragraph (b) of paragraph (1), for “approval or” to the end of that sub-paragraph substitute “the registration or continuing registration of the scheme under section 153 of the Finance Act 2004.”; and
 - (b) omit paragraph (4).
- (4) In regulation 21 (requirements of other pension arrangements)—
- (a) in sub-paragraph (c) of paragraph (1), omit “any of sub-paragraphs (a) to (e) of”, and
 - (b) for paragraph (2) substitute—
 - “(2) The kind of scheme mentioned in paragraph (1)(c) is a scheme which is registered under section 153 of the Finance Act 2004.”.

⁽¹⁾ [S.I. 2000/1054](#), to which there are amendments not relevant to these Regulations.