
STATUTORY INSTRUMENTS

2006 No. 778

**The Occupational and Personal Pension Schemes
(Miscellaneous Amendments) Regulations 2006**

Amendment of the Consultation by Employers Regulations

10.—(1) The Consultation by Employers Regulations are amended in accordance with this regulation.

(2) In regulation 3 (application), for paragraph (2) substitute—

“(2) For the purposes of these Regulations “relevant employer” means—

- (a) an employer employing in Great Britain at least the number of employees specified in paragraph (2A); and
- (b) in the case of—
 - (i) an occupational pension scheme, an employer in relation to the scheme other than one who is excluded by regulation 4, and
 - (ii) a personal pension scheme, an employer in relation to the scheme other than one who is excluded by regulation 5.

(2A) The number of employees referred to in paragraph (2)(a) is—

- (a) 150 from 6th April 2006 to 5th April 2007,
- (b) 100 from 6th April 2007 to 5th April 2008, and
- (c) 50 from 6th April 2008 onwards.

(2B) For the purposes of paragraph (2)(a)—

- (a) the number of people employed by an employer is to be determined using the same method of calculation as is set out in regulation 4 of the Information and Consultation of Employees Regulations 2004⁽¹⁾ (calculation of number of employees), but
- (b) references in that regulation to the previous twelve months are to be taken as references to the period of twelve months ending with the date of the proposal to make a listed change to which regulation 6 of these Regulations applies.”.

(3) In regulation 4 (excluded employers: occupational pension schemes), omit paragraphs (1)(f), (2) and (3).

(4) For regulation 5 (excluded employers: personal pension schemes), substitute—

“Excluded employers: personal pension schemes

5. This regulation excludes any employer in relation to a personal pension scheme where no employer contributions fall to be paid towards the scheme.”.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
