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STATUTORY INSTRUMENTS

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**2010 No. 2955**

**The Family Procedure Rules 2010**

**PART 9**

**APPLICATIONS FOR A FINANCIAL REMEDY**

**CHAPTER 8**

**PENSIONS**

**Procedure where Pension Protection Fund becomes involved with the pension scheme**

**9.37.**—(1) This rule applies where—

- (a) rules 9.30 to 9.34 or 9.36 apply; and
- (b) the party with the pension rights (“the member”) receives or has received notification in compliance with the Pension Protection Fund (Provision of Information) Regulations 2005 (“the 2005 Regulations”) <sup>M1</sup>—
  - (i) from the trustees or managers of a pension scheme, that there is an assessment period in relation to that scheme; or
  - (ii) from the Board that it has assumed responsibility for the pension scheme or part of it.

(2) If the trustees or managers of the pension scheme notify or have notified the member that there is an assessment period in relation to that scheme, the member must send to the other party, all the information which the Board is required from time to time to provide to the member under the 2005 Regulations including—

- (a) a copy of the notification; and
- (b) a copy of the valuation summary,

in accordance with paragraph (3).

(3) The member must send the information or any part of it referred to in paragraph (2)—

- (a) if available, when the member sends the information received under rule 9.30(1); or
- (b) otherwise, within 7 days of receipt.

(4) If the Board notifies the member that it has assumed responsibility for the pension scheme, or part of it, the member must—

- (a) send a copy of the notification to the other party within 7 days of receipt; and
- (b) comply with paragraph (5).

(5) Where paragraph (4) applies, the member must—

- (a) within 7 days of receipt of the notification, request the Board in writing to provide a forecast of the member's compensation entitlement as described in the 2005 Regulations; and
- (b) send a copy of the forecast of the member's compensation entitlement to the other party within 7 days of receipt.

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*Status: Point in time view as at 06/04/2011.*

*Changes to legislation: There are currently no known outstanding effects for the  
The Family Procedure Rules 2010, Section 9. (See end of Document for details)*

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(6) In this rule—

- (a) “assessment period” means an assessment period within the meaning of Part 2 of the Pensions Act 2004; and
- (b) “valuation summary” has the meaning assigned to it by the 2005 Regulations.

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**Marginal Citations**

**M1** [S.I. 2005/674](#).

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