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STATUTORY INSTRUMENTS

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**2010 No. 917**

**The National Employment Savings Trust Order 2010**

**PART 5**

**The Scheme Fund**

**Pension sharing**

**31.**—(1) Where a pension credit derives—

(a) from the Scheme, the Trustee may—

(i) confer appropriate rights on the person entitled to the pension credit; or

(ii) pay the amount of the credit to the person responsible for a qualifying arrangement with a view to acquiring rights under that arrangement for the person entitled to the credit, in accordance with paragraph 1(3) of Schedule 5 to the 1999 Act (in Great Britain) or to the 1999 Order (in Northern Ireland); or

(b) from another scheme, the Trustee may accept a payment of the amount of the pension credit by the trustees or managers of the scheme from which the pension credit derives, provided that the person to whom that pension credit relates is already a member of the Scheme.

(2) In this article, “appropriate rights” has the same meaning—

(a) in Great Britain, as in paragraph 5 of Schedule 5 to the 1999 Act; or

(b) in Northern Ireland, as in paragraph 5 of Schedule 5 to the 1999 Order.

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**Commencement Information**

**II** [Art. 31](#) in force at 5.7.2010, see [art. 1\(3\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The National Employment Savings Trust Order 2010, Section 31.