
STATUTORY INSTRUMENTS

2010 No. 917

The National Employment Savings Trust Order 2010

PART 1

General

Citation and commencement

- 1.—(1) This Order may be cited as the National Employment Savings Trust Order 2010.
- (2) Article 20 shall come into force on 5th July 2010 and cease to have effect on [^{F1}1st March 2018].
- (3) The remaining provisions of this Order shall come into force on 5th July 2010.

F1 Words in art. 1(2) substituted (1.4.2013) by [The National Employment Savings Trust \(Amendment\) Order 2013 \(S.I. 2013/597\)](#), arts. 1, **2(2)**

Commencement Information

I1 [Art. 1](#) in force at 5.7.2010, see [art. 1\(3\)](#)

Interpretation

2. In this Order—
- “the 1999 Act” means the Welfare Reform and Pensions Act 1999⁽¹⁾;
- “the 1999 Order” means the Welfare Reform and Pensions (Northern Ireland) Order 1999⁽²⁾;
- “the Act” means the Pensions Act 2008;
- “the NI Act” means the Pensions (No. 2) Act (Northern Ireland) 2008⁽³⁾;
- [^{F2}“the NI Preservation Regulations” means the Occupational Pension Schemes (Preservation of Benefit) Regulations (Northern Ireland) 1991;
- “the Preservation Regulations” means the Occupational Pension Schemes (Preservation of Benefit) Regulations 1991;]
- “the corporation” means the National Employment Savings Trust Corporation established under section 75 of the Act⁽⁴⁾;
- ^{F3} ...;
- “employers’ panel” means the panel referred to in article 6(2)(b);
- “jobholder” has the meaning given by –

(1) 1999 c.30.
(2) S.I. 1999/3147 (N.I. 11).
(3) 2008 c.13 (N.I.).
(4) The corporation was so named by [S.I. 2010/3](#).

- (a) in relation to Great Britain, section 1(1) of the Act; or
- (b) in relation to Northern Ireland, section 1(1) of the NI Act;
- “member of the Scheme” means a person who has been admitted as a member of the Scheme under article 19 and whose pension account has not yet been fully discharged through the provision of one or more benefits under article 32;
- “members’ panel” means the panel referred to in article 6(2)(a);
- “member’s pension account” means an account maintained by the Trustee for a member of the Scheme comprising—
- (a) the member’s contributions;
- (b) contributions made by any participating employer;
- (c) any sums transferred into the Scheme in respect of the member;
- (d) investment returns; and
- (e) any other amounts paid to the Trustee to be applied to the member’s pension account, less any expenses and outgoings properly deducted by the Trustee;
- “the panels” means the members’ panel and the employers’ panel;
- [^{F4}“participating employer” means an employer that has been admitted to participation in the Scheme and, except in articles 8 and 19, may include an employer that was formerly participating in the Scheme;]
- “pension credit” means a credit—
- (a) in relation to Great Britain, under section 29 of the 1999 Act; or
- (b) in relation to Northern Ireland, under Article 26 of the 1999 Order;
- [^{F5}“personal data” has the same meaning as in Parts 5 to 7 of the Data Protection Act 2018 (see section 3(2) and (14) of that Act).]
- “qualifying arrangement” has the same meaning—
- (a) in relation to Great Britain, as in paragraph 6(1) of Schedule 5 to the 1999 Act; or
- (b) in relation to Northern Ireland, as in paragraph 6(1) of Schedule 5 to the 1999 Order;
- [^{F6}“qualifying person” and “qualifying self-employed person” have the same meanings as—
- (a) in Great Britain, in regulation 2(1) of the Occupational Pension Schemes (Cross-border Activities) Regulations 2005; or
- (b) in Northern Ireland, in regulation 2(1) of the Occupational Pension Schemes (Cross-border Activities) Regulations (Northern Ireland) 2005;
- “quality requirement” means the quality requirement under—
- (a) in relation to Great Britain, Part 1 of the Act; or
- (b) in relation to Northern Ireland, Part 1 of the NI Act;]
- “rules” means rules made under section 67 of the Act;
- “the Scheme” means the pension scheme established by article 3(1); and
- “the Trustee” means the person appointed as trustee of the Scheme.

F2 Words in art. 2 inserted (1.4.2017) by [The National Employment Savings Trust \(Amendment\) Order 2015 \(S.I. 2015/178\)](#), arts. 1, **2(2)**

F3 Words in art. 2 omitted (25.5.2018) by virtue of [Data Protection Act 2018 \(c. 12\)](#), s. 212(1), **Sch. 19 para. 362(a)** (with ss. 117, 209, 210); [S.I. 2018/625](#), reg. 2(1)(g)

- F4** Words in art. 2 substituted (1.4.2013) by The National Employment Savings Trust (Amendment) Order 2013 (S.I. 2013/597), arts. 1, **2(3)(a)**
- F5** Words in art. 2 inserted (25.5.2018) by Data Protection Act 2018 (c. 12), s. 212(1), **Sch. 19 para. 362(b)** (with ss. 117, 209, 210); S.I. 2018/625, reg. 2(1)(g)
- F6** Words in art. 2 inserted (1.4.2013) by The National Employment Savings Trust (Amendment) Order 2013 (S.I. 2013/597), arts. 1, **2(3)(b)**

Commencement Information

- I2** Art. 2 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, PART 1.