
STATUTORY INSTRUMENTS

2011 No. 2973

The Occupational Pension Schemes (Employer Debt and Miscellaneous Amendments) Regulations 2011

Amendment of the Pension Protection Fund (Entry Rules) Regulations 2005

- 3.—(1) The Pension Protection Fund (Entry Rules) Regulations 2005⁽¹⁾ are amended as follows.
- (2) In regulation 1(5) (interpretation)⁽²⁾—
- (a) in sub-paragraphs (a) and (b), for “D or E” substitute “D, E or F”,
 - (b) after sub-paragraph (a)(v), insert—
 - “(vi) condition F is that a flexible apportionment arrangement has taken effect in accordance with regulation 6E of the Occupational Pension Schemes (Employer Debt) Regulations 2005 (flexible apportionment arrangements) where the employer was the leaving employer within the meaning given in paragraph (7) of that regulation;”, and
 - (c) after sub-paragraph (b)(v), insert—
 - “(vi) condition F is that a flexible apportionment arrangement has taken effect in accordance with regulation 6E of the Occupational Pension Schemes (Employer Debt) Regulations 2005 where the employer was the leaving employer within the meaning given in paragraph (7) of that regulation.”.
- (3) In regulation 2(4) (schemes which are not eligible schemes)⁽³⁾, after sub-paragraph (e) insert—
- “(f) a flexible apportionment arrangement within regulation 6E of those Regulations.”.

⁽¹⁾ [S.I. 2005/590](#).

⁽²⁾ Regulation 1(5) was substituted by [S.I. 2005/2113](#) and amended by [S.I. 2010/725](#).

⁽³⁾ Regulation 2(4) was substituted by [S.I. 2008/731](#) and amended by [S.I. 2010/725](#).