

# Pension Schemes Bill

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SECOND  
MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
IN COMMITTEE

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*The amendments have been marshalled in accordance with the Instruction of 16th December 2014, as follows –*

Clause 47	Clauses 66 to 76
Schedule 3	Schedule 5
Clauses 48 to 65	Clauses 77 to 85
Schedule 4	

*[Amendments marked ★ are new or have been altered]*

**Amendment  
No.**

**Clause 47**

LORD BOURNE OF ABERYSTWYTH

**29** Page 20, line 8, after “members” insert “, and survivors of pension scheme members,”

**After Clause 47**

LORD BRADLEY  
LORD McAVOY

**30** Insert the following new Clause –

**“Guidance guarantee: annual review**

The Secretary of State must each year produce a report on the effectiveness of the guidance under Schedule 3, and that guidance must include –

- (a) the number of people who have taken up the guidance;
- (b) the number of people eligible to take up the guidance who did not do so;
- (c) the effectiveness of the guidance in preventing instances of consumer detriment through the purchasing of inappropriate products.”

Amendment  
No.

**After Clause 47 – continued**

**30A★** Insert the following new Clause –

**“Pensions flexibility: impact on government revenues**

- (1) The Chancellor of the Exchequer shall, within a period of 2 years from 6 April 2015, publish and lay before both Houses of Parliament a review of the impact of pension flexibility on government revenue, with particular reference to opportunities for tax and national insurance contributions avoidance.
- (2) The information published under subsection (1) should include an assessment of the impact on –
  - (a) the use of salary sacrifice arrangements;
  - (b) income tax receipts; and
  - (c) national insurance contributions.”

**30B★** Insert the following new Clause –

**“Pensions flexibility: review**

- (1) The Chancellor of the Exchequer shall, within a period of 18 months from 6 April 2015, publish and lay before both Houses of Parliament a comprehensive review of the impact of pension flexibility.
- (2) The information published under subsection (1) must include –
  - (a) the distribution impact, by income decile of the population,
  - (b) a behavioural analysis,
  - (c) an analysis of the cumulative impact on Exchequer revenues,
  - (d) an analysis of the impact on the purchase of annuities.”

**Schedule 3**

LORD BOURNE OF ABERYSTWYTH

**31** Page 65, line 2, after “scheme” insert “, or a survivor of a member of a pension scheme,”

**32** Page 65, line 3, at end insert “or survivor”

**33** Page 65, line 9, at end insert –

““survivor” has the meaning given by section 74 of the Pension Schemes Act 2014.”

BARONESS GREENGROSS  
LORD BEST

**34** Page 65, line 17, at end insert –

“( ) The Treasury must publish an annual report on outcomes being experienced by people with flexible benefits.”

Amendment  
No.

**Schedule 3** – *continued*

35

Page 65, line 17, at end insert –

**“333BA Sources of information in relation to pensions guidance**

- (1) Bodies which are to give pensions guidance must ask those receiving the guidance about other potential sources of retirement income in addition to defined contribution pension schemes.
- (2) Assessment of other potential sources of retirement income must include an assessment of assets including (but not limited to) –
  - (a) housing wealth,
  - (b) savings, and
  - (c) investments.”

LORD BRADLEY  
LORD McAVOY

36

Page 66, line 10, at end insert –

“( ) must be sufficient to ensure that the body is capable of carrying out its functions under section 333C(1).”

BARONESS GREENGROSS  
LORD BEST

37

Page 68, line 14, at end insert –

“( ) must make provision for guidance relating to the interaction between flexible pension benefits and state pensions and benefits;  
( ) must make provision for guidance relating to the interaction between flexible pension benefits and credits or mortgages.”

38

[*Withdrawn*]

BARONESS GREENGROSS

39

Page 71, line 38, after “protection” insert “ –

(a) ”

40

Page 71, line 40, at end insert –

“(b) through the decision-making and purchasing process, for those deciding what to do with the flexible benefits which may be provided to the member, and  
(c) for people who are drawing their flexible benefits by ensuring high minimum standards for retirement income products”

Amendment  
No.

**Schedule 3** – *continued*

LORD BRADLEY  
LORD McAVOY  
BARONESS DRAKE  
LORD McKENZIE OF LUTON

**40A★** Page 71, line 40, at end insert –

“( ) The FCA must secure an appropriate degree of protection for consumers whether they have used pensions guidance or otherwise throughout the decision-making and purchasing process, including safeguards to actively inform consumers of key risks and benefits.”

LORD BOURNE OF ABERYSTWYTH

**41** Page 74, leave out line 35 and insert “, and survivors of members of the scheme, with subsisting rights in respect of any flexible benefits.”

**42** Page 74, line 44, leave out “with a right or entitlement to flexible benefits” and insert “, and survivors of members of pension schemes, with subsisting rights in respect of any flexible benefits.”

**43** Page 75, line 10, at end insert –

““subsisting rights” has the meaning given by section 74 of the Pension Schemes Act 2014;

“survivor” has the meaning given by section 74 of the Pension Schemes Act 2014.”

**44** Page 78, line 1, leave out “with a right or entitlement to flexible benefits” and insert “, and survivors of members of the scheme, with subsisting rights in respect of any flexible benefits”

**Clause 48**

LORD BOURNE OF ABERYSTWYTH

**45** Page 20, line 20, after “acquiring” insert “a right or entitlement to”

**46** Page 20, line 21, at end insert –

“( ) paying a lump sum that would be an uncrystallised funds pension lump sum in respect of any of the benefits.”

LORD BRADLEY  
LORD McAVOY

**47** Page 20, line 27, at end insert “subject to a draft of the statutory instrument containing the regulations being laid before, and approved by a resolution of, each House of Parliament”

**48** Page 20, line 38, at end insert “subject to a draft of the statutory instrument containing the regulations being laid before, and approved by a resolution of, each House of Parliament.”

**Amendment  
No.**

**Clause 51**

LORD BOURNE OF ABERYSTWYTH

- 49** Page 22, line 10, after “acquiring” insert “a right or entitlement to”
- 50** Page 22, line 11, at end insert –  
 “( ) paying a lump sum that would be an uncrystallised funds pension lump sum in respect of any of the benefits.”

**Clause 55**

LORD BOURNE OF ABERYSTWYTH

- 51** Page 25, line 1, after “pension” insert “, nominees’ drawdown pension or successors’ drawdown pension”

**Clause 56**

LORD BOURNE OF ABERYSTWYTH

- 52** Page 25, line 17, leave out “or”
- 53** Page 25, line 17, at end insert “, nominees’ drawdown pension or successors’ drawdown pension”

**After Clause 59**

LORD BOURNE OF ABERYSTWYTH

- 54** Insert the following new Clause –
- “Sections 55 to 57: consequential amendments**
- “(1) In section 101AI of the Pension Schemes Act 1993 (early leavers: cash transfer sums and contribution refunds - further provisions), in subsection (8) –
- (a) in paragraph (a), after sub-paragraph (ix) insert –
    - “(x) section 55 of the Pension Schemes Act 2014;
    - (xi) regulations made under section 56 or 57 of the Pension Schemes Act 2014;”;
  - (b) in paragraph (b), after sub-paragraph (vii) insert –
    - “(viii) section 55(3) of the Pension Schemes Act 2014;
    - (ix) regulations made under section 56(4) or 57(4) of the Pension Schemes Act 2014.”
- (2) In section 67A of the Pensions Act 1995 (the subsisting rights provisions: interpretation), in subsection (9) –
- (a) in paragraph (a), after sub-paragraph (viii) (inserted by section 45 of this Act) insert –
    - “(ix) section 55 of the Pension Schemes Act 2014;
    - (x) regulations made under section 56 or 57 of the Pension Schemes Act 2014;”;

Amendment  
No.

**After Clause 59 – continued**

- (b) in paragraph (b), after sub-paragraph (vi) (inserted by section 45 of this Act) insert –
- “(vii) section 55(3) of the Pension Schemes Act 2014;
  - (viii) regulations made under section 56(4) or 57(4) of the Pension Schemes Act 2014.”
- (3) In section 318 of the Pensions Act 2004 (interpretation), in subsection (3) –
- (a) in paragraph (a), after sub-paragraph (viii) (inserted by Schedule 2 to this Act) insert –
    - “(ix) section 55 of the Pension Schemes Act 2014;
    - (x) regulations made under section 56 or 57 of the Pension Schemes Act 2014;”;
  - (b) in paragraph (b), after sub-paragraph (vi) (inserted by Schedule 2 to this Act) insert –
    - “(vii) section 55(3) of the Pension Schemes Act 2014;
    - (viii) regulations made under section 56(4) or 57(4) of the Pension Schemes Act 2014.””

LORD BRADLEY  
LORD McAVOY

**54A★** Insert the following new Clause –

**“Drawdown funds: cap on charges**

The Secretary of State may make regulations imposing a cap on the charges that may be imposed on members of flexi-access drawdown funds.”

**Clause 60**

LORD BOURNE OF ABERYSTWYTH

**55** Page 27, line 18, after “pension” insert “, nominees’ drawdown pension or successors’ drawdown pension”

**Clause 61**

LORD BOURNE OF ABERYSTWYTH

**56** Page 27, line 36, leave out “or”

**57** Page 27, line 36, at end insert “, nominees’ drawdown pension or successors’ drawdown pension”

Amendment  
No.

**After Clause 64**

LORD BOURNE OF ABERYSTWYTH

58 Insert the following new Clause –

**“Sections 60 to 62: consequential amendments**

- “(1) In section 97AI of the Pension Schemes (Northern Ireland) Act 1993 (early leavers: cash transfer sums and contribution refunds - further provisions), in subsection (7) –
- (a) in paragraph (a), after sub-paragraph (vii) insert –
    - “(viii) section 60 of the Pension Schemes Act 2014;
    - (ix) regulations made under section 61 or 62 of the Pension Schemes Act 2014;”;
  - (b) in paragraph (b), after sub-paragraph (v) insert –
    - “(vi) section 60(3) of the Pension Schemes Act 2014;
    - (vii) regulations made under section 61(4) or 62(4) of the Pension Schemes Act 2014.”
- (2) In Article 67A of the Pensions (Northern Ireland) Order 1995 (S.I. 1995/3213 (N.I. 22)) (the subsisting rights provisions: interpretation), in paragraph (9) –
- (a) in sub-paragraph (a), after head (vii) insert –
    - “(viii) section 60 of the Pension Schemes Act 2014;
    - (ix) regulations made under section 61 or 62 of the Pension Schemes Act 2014;”;
  - (b) in sub-paragraph (b), after head (v) insert –
    - “(vi) section 60(3) of the Pension Schemes Act 2014;
    - (vii) regulations made under section 61(4) or 62(4) of the Pension Schemes Act 2014.”
- (3) In Article 2 of the Pensions (Northern Ireland) Order 2005 (S.I. 2005/255 (N.I. 1)) (interpretation), in paragraph (4) –
- (a) in sub-paragraph (a), after head (vii) insert –
    - “(viii) section 60 of the Pension Schemes Act 2014;
    - (ix) regulations made under section 61 or 62 of the Pension Schemes Act 2014;”;
  - (b) in sub-paragraph (b), after head (v) insert –
    - “(vi) section 60(3) of the Pension Schemes Act 2014;
    - (vii) regulations made under section 61(4) or 62(4) of the Pension Schemes Act 2014.””

Amendment  
No.

### Schedule 4

#### LORD BOURNE OF ABERYSTWYTH

- 59 Page 78, line 17, at end insert –  
*“Judicial Pensions Act 1981 (c. 20)*  
 A1 In Schedule 1A to the Judicial Pensions Act 1981 (transfer of accrued benefits), in paragraph 3, for “Chapter IV of Part IV of the Pension Schemes Act 1993” substitute “Chapter 1 of Part 4ZA of the Pension Schemes Act 1993”.  
*Judicial Pensions and Retirement Act 1993 (c. 8)*  
 B1 In Schedule 2 to the Judicial Pensions and Retirement Act 1993 (transfer of accrued benefits), in paragraph 3, for “Chapter IV of Part IV of the Pension Schemes Act 1993” substitute “Chapter 1 of Part 4ZA of the Pension Schemes Act 1993”.”
- 60 Page 78, line 31, at end insert –  
 “2A In section 24F (transfers out of GMP-converted schemes), in subsection (3), omit “guaranteed”.”
- 61 Page 81, line 30, at end insert –  
 “( ) In subsection (2), in paragraphs (a) and (b), for each “accrued rights” substitute “transferrable rights”.”
- 62 Page 83, line 14, leave out “an occupational” and insert “a”
- 63 Page 83, line 45, at end insert –  
 “(xi) section 55 of the Pension Schemes Act 2014;  
 (xii) regulations made under section 56 or 57 of the Pension Schemes Act 2014;”
- 64 Page 84, line 13, at end insert –  
 “(ix) section 55(3) of the Pension Schemes Act 2014;  
 (x) regulations made under section 56(4) or 57(4) of the Pension Schemes Act 2014.”
- 65 Page 84, line 23, leave out “a case” and insert “any other case”
- 66 Page 84, line 29, leave out “any other case” and insert “a case not falling within paragraph (a) or (b)”
- 67 Page 85, line 10, leave out “an occupational” and insert “a”
- 68 Page 87, line 25, at end insert –  
 “15A In section 101M (effect of transfer on trustees’ duties), for the words from “pension credit benefit” to the end of the section substitute “benefits to which the transfer notice relates”.”
- 69 Page 87, line 43, at end insert –  
 “( ) In that subsection, omit the definition of “pension credit benefit”.”



Amendment No.	Schedule 4 – <i>continued</i>
70	<p>Page 88, line 35, at end insert –</p> <p>“27A In section 124 (interpretation of Part 1), in subsection (1), in paragraph (b) of the definition of “transfer credits”, for “Chapter 5 of Part 4 of the Pension Schemes Act 1993 (early leavers)” substitute “Chapter 2 of Part 4ZA of the Pension Schemes Act 1993 (transfers and contribution refunds)”.”</p>
71	<p>Page 89, line 30, leave out “In section 318 (interpretation),” and insert –</p> <p>“(1) Section 318 (interpretation) is amended as follows.</p> <p>(2) In subsection (2), for “an occupational pension scheme” substitute “a pension scheme”.</p> <p>(3) ”</p>
72	<p>Page 89, line 42, at end insert –</p> <p><i>“Scottish Parliamentary Pensions Act 2009 (asp 1)</i></p> <p>37A (1) Schedule 1 to the Scottish Parliamentary Pensions Act 2009 (Scottish Parliamentary Pension Scheme) is amended as follows.</p> <p>(2) In paragraph 75, in Condition 6, for “section 93A(2)” substitute “section 93A(4)”.</p> <p>(3) In paragraph 91(2)(g), for “Chapter 4 of Part 4” substitute “Chapter 1 of Part 4ZA”.”</p>
73	<p>Page 90, line 11, leave out “, in relation to an occupational pension scheme,”</p>
74	<p>Page 90, line 21, at end insert –</p> <p><i>“Judicial Pensions Act 1981 (c. 20)</i></p> <p>40A In Schedule 1A to the Judicial Pensions Act 1981 (transfer of accrued benefits), in paragraph 3, for “Chapter IV of Part IV of the Pension Schemes (Northern Ireland) Act 1993” substitute “Chapter 1 of Part 4ZA of the Pension Schemes (Northern Ireland) Act 1993”.</p> <p><i>Judicial Pensions and Retirement Act 1993 (c. 8)</i></p> <p>40B In Schedule 2 to the Judicial Pensions and Retirement Act 1993 (transfer of accrued benefits), in paragraph 3, for “Chapter IV of Part IV of the Pension Schemes (Northern Ireland) Act 1993” substitute “Chapter 1 of Part 4ZA of the Pension Schemes (Northern Ireland) Act 1993”.”</p>
75	<p>Page 90, line 35, at end insert –</p> <p>“42A In section 20F (transfers out of GMP-converted schemes), in subsection (3), omit “guaranteed”.”</p>
76	<p>Page 93, line 30, at end insert –</p> <p>“( ) In subsection (2), in paragraphs (a) and (b), for each “accrued rights” substitute “transferrable rights”.”</p>
77	<p>Page 95, line 15, leave out “an occupational” and insert “a”</p>

- Amendment No.** **Schedule 4 – continued**
- 78 Page 95, line 40, at end insert –  
     “(viii) section 60 of the Pension Schemes Act 2014;  
     (ix) regulations made under section 61 or 62 of the Pension Schemes Act 2014;”
- 79 Page 96, line 4, at end insert –  
     “(vi) section 60(3) of the Pension Schemes Act 2014;  
     (vii) regulations made under section 61(4) or 62(4) of the Pension Schemes Act 2014.”
- 80 Page 96, line 14, leave out “a case” and insert “any other case”
- 81 Page 96, line 20, leave out “any other case” and insert “a case not falling within paragraph (a) or (b)”
- 82 Page 96, line 48, leave out “an occupational” and insert “a”
- 83 Page 99, line 12, at end insert –  
     “55A In section 97M (effect of transfer on trustees’ duties), for the words from “pension credit benefit” to the end of the section substitute “benefits to which the transfer notice relates”.”
- 84 Page 99, line 30, at end insert –  
     “( ) In that subsection, omit the definition of “pension credit benefit”.”
- 85 Page 100, line 22, at end insert –  
     “67A In Article 121 (interpretation of Part 2), in paragraph (1), in paragraph (b) of the definition of “transfer credits”, for “Chapter 5 of Part IV of the Pension Schemes Act (early leavers)” substitute “Chapter 2 of Part 4ZA of the Pension Schemes Act (transfers and contribution refunds)”.”
- 86 Page 100, line 25, leave out “In Article 2 (interpretation),” and insert –  
     “(1) Article 2 (interpretation) is amended as follows.  
     (2) In paragraph (3), for “an occupational pension scheme” substitute “a pension scheme”.  
     (3) ”

#### Clause 66

##### LORD BOURNE OF ABERYSTWYTH

- 87 Page 30, line 46, leave out “subsection” and insert “subsections (2) and”
- 88 Page 31, line 5, leave out subsection (4) and insert –  
     “( ) After section 95(5) insert –  
     “(5A) Except in such circumstances as may be prescribed in regulations made by the Secretary of State or the Treasury, subsection (2A) is to be construed as if paragraph (d) were omitted.””

**Amendment  
No.**

**Clause 66** – *continued*

**89** Page 31, line 17, leave out subsection (9) and insert –

“( ) Until the coming into force of the first regulations made under a provision of the Pension Schemes Act 1993 specified in the first column of the table, regulations made under the provision of that Act specified in the corresponding entry in the second column apply (with any necessary modifications) for the purposes of the provision specified in the first column –

<i>New provision of Act</i>	<i>Existing provision of Act</i>
Section 95(2A)(a)(iii)	Section 95(2)(a)(ii)
Section 95(2A)(b)(iii)	Section 95(2)(b)(ii)
Section 95(2A)(c)	Section 95(2)(c)
Section 95(2A)(d)	Section 95(2)(d)
Section 95(5A)	Section 95(5)(a).”

**Clause 67**

LORD BOURNE OF ABERYSTWYTH

**90** Page 34, leave out lines 1 to 12

**91** Page 34, line 13, leave out “, or paragraph 3(4)(b) of Schedule 2 to,”

**92** Page 35, line 14, leave out “to (d)”

**93** Page 35, line 25, after “acquiring” insert “a right or entitlement to”

**Clause 69**

LORD BOURNE OF ABERYSTWYTH

**94** Page 37, line 31, leave out “subsection” and insert “subsections (2) and”

**95** Page 37, line 38, leave out subsection (4) and insert –

“( ) After section 91(5) insert –

“(5A) Except in such circumstances as may be prescribed in regulations made by the Department or the Department of Finance and Personnel, subsection (2A) is to be construed as if paragraph (d) were omitted.””

**96** Page 38, line 1, leave out subsection (9) and insert –

“( ) Until the coming into force of the first regulations made under a provision of the Pension Schemes (Northern Ireland) Act 1993 specified in the first column of the table, regulations made under the provision of that Act specified in the corresponding entry in the second column apply (with any necessary modifications) for the purposes of the provision specified in the first column –

Amendment  
No.

**Clause 69 – continued**

<i>New provision of Act</i>	<i>Existing provision of Act</i>
Section 91(2A)(a)(iii)	Section 91(2)(a)(ii)
Section 91(2A)(b)(iii)	Section 91(2)(b)(ii)
Section 91(2A)(c)	Section 91(2)(c)
Section 91(2A)(d)	Section 91(2)(d)
Section 91(5A)	Section 91(5)(a).”

**Clause 70**

LORD BOURNE OF ABERYSTWYTH

97 Page 40, line 1, at end insert “a right or entitlement to”

**Clause 72**

LORD BOURNE OF ABERYSTWYTH

98 Page 40, line 35, after “scheme” insert “or a survivor of a member”

**Clause 73**

LORD BOURNE OF ABERYSTWYTH

99 Page 41, line 2, after “scheme” insert “or a survivor of a member”

**Clause 74**

LORD BOURNE OF ABERYSTWYTH

100 Page 41, line 34, at end insert –  
 ““nominees’ drawdown pension”, in relation to a survivor, has the meaning given by paragraph 27B of Schedule 28 to the Finance Act 2004;”

101 Page 42, line 5, at end insert –  
 ““successors’ drawdown pension”, in relation to a survivor, has the meaning given by paragraph 27G of Schedule 28 to the Finance Act 2004;”

102 Page 42, line 6, leave out “an occupational” and insert “a”

103 Page 42, line 13, at end insert –  
 ““uncrystallised funds pension lump sum” has the meaning given by paragraph 4A of Schedule 29 to the Finance Act 2004;”

Amendment  
No.

**After Clause 79**

LORD BALFE  
LORD ROBERTS OF LLANDUDNO

104

Insert the following new Clause –

**“Pension Protection Fund: compensation cap underpin (service-related)”**

- (1) Schedule 7 to the Pensions Act 2004 (pension compensation provisions) is amended as follows.
- (2) In paragraph 26 (compensation cap), after sub-paragraph (9) insert –  
“(9A) This paragraph is subject to paragraph 26B.”
- (3) After paragraph 26A insert –  
“26B(1) The relevant compensation payable to a person must in every case equal the lower of the amounts specified in sub-paragraphs (2) and (3).  
(2) The amount specified in this sub-paragraph is the sum of –
  - (a) 50% of the annual value of the benefits to which he is entitled under the admissible rules; and
  - (b) 2% of that amount for each whole year of the person’s pensionable service, subject to a maximum of 40% of that amount.  
(3) The amount specified in this sub-paragraph is two times the standard amount.  
(4) Expressions used in this paragraph have the same meaning as in paragraphs 26 and 26A.””

105

Insert the following new Clause –

**“Pension Protection Fund: compensation cap underpin (age-related)”**

- (1) Schedule 7 to the Pensions Act 2004 (pension compensation provisions) is amended as follows.
- (2) In paragraph 26 (compensation cap), after sub-paragraph (9) insert –  
“(9A) This paragraph is subject to paragraph 26B.”
- (3) After paragraph 26A insert –  
“26B(1) The relevant compensation payable to a person must in every case equal the lower of the amounts specified in sub-paragraphs (2) and (3).  
(2) The amount specified in this sub-paragraph is the sum of –
  - (a) 50% of the annual value of the benefits to which he is entitled under the admissible rules; and
  - (b) provided the person is within ten years of reaching his normal pension age, 4% of that amount for each whole year by which his age exceeds ten years before his normal pension age.  
(3) The amount specified in this sub-paragraph is two times the standard amount.

Amendment  
No.

**After Clause 79 – continued**

- (4) Expressions used in this paragraph have the same meaning as in paragraphs 26, 26A and 34.””

**Clause 80**

LORD BOURNE OF ABERYSTWYTH

- 106 Page 45, line 4, leave out “The Secretary of State or the Treasury” and insert “The appropriate national authority”
- 107 Page 45, line 7, after “any” insert “primary or subordinate”
- 108 Page 45, line 8, leave out subsection (3) and insert –
- “(3) In this section –
- “appropriate national authority” means –
- (a) in relation to provision which could be made by an Act of the Northern Ireland Assembly without the consent of the Secretary of State (see sections 6 to 8 of the Northern Ireland Act 1998), the Department for Social Development in Northern Ireland, and
- (b) in relation to any other provision, the Secretary of State or the Treasury;
- “primary legislation” means –
- (a) an Act;
- (b) Northern Ireland legislation;
- “subordinate legislation” means –
- (a) subordinate legislation as defined by section 21(1) of the Interpretation Act 1978;
- (b) an instrument made under Northern Ireland legislation.”

**Clause 81**

LORD BOURNE OF ABERYSTWYTH

- 109 Page 45, line 15, leave out subsection (2)
- 110 Page 45, line 20, leave out “an Act” and insert “primary legislation”
- 111 Page 45, line 27, leave out subsections (6) to (8)

**After Clause 81**

LORD BOURNE OF ABERYSTWYTH

- 112 Insert the following new Clause –
- “Regulations: Northern Ireland**
- “(1) A power of the Department for Social Development in Northern Ireland to make regulations under this Act is exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (S.I. 1979/1573 (N.I. 12)).

**Amendment  
No.**

**After Clause 81 – continued**

- (2) Where regulations made by the Department for Social Development in Northern Ireland under section 80 amend, repeal, revoke or otherwise modify a provision of primary legislation (whether alone or with other provision), the regulations –
  - (a) must be laid before the Northern Ireland Assembly after being made;
  - (b) take effect on such date as may be specified in the regulations but (without prejudice to the validity of anything done under them or to the making of new regulations) cease to have effect on the expiry of a period of 6 months from that date unless at some time before the expiry of that period the regulations are approved by a resolution of the Northern Ireland Assembly.
- (3) Any other regulations made by the Department for Social Development in Northern Ireland under this Act are subject to negative resolution within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) 1954 (c. 33 (N.I.)).
- (4) Subsection (3) does not apply to regulations containing provision under section 84(6) only.”

**113** Insert the following new Clause –

**“Regulations: supplementary**

- (1) A power to make regulations under this Act may be used –
  - (a) to make different provision for different purposes;
  - (b) in relation to all or only some of the purposes for which it may be used.
- (2) Regulations under this Act may include incidental, supplementary, consequential, transitional, transitory or saving provision.”

**Clause 84**

LORD BOURNE OF ABERYSTWYTH

- 114** Page 46, line 29, leave out paragraphs (b) to (e) and insert –
 

“( ) any other provision of Part 4 so far as is necessary for enabling the exercise on or after the day on which this Act is passed of any power to make provision by regulations;”
- 115** Page 46, line 38, leave out paragraphs (a) to (c) and insert –
 

“( ) paragraphs 24, 30, 33 and 36 of Schedule 2 (and section 46 so far as relating to those provisions);

( ) Part 4, so far as not already in force.”
- 116** Page 47, line 3, at end insert “other than paragraphs 24, 30, 33 and 36 of Schedule 2 (and section 46 so far as relating to those provisions)”

# Pension Schemes Bill

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SECOND  
MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
IN COMMITTEE

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*8th January 2015*

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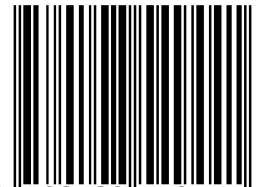
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