



# Pensions Act 2011

## CHAPTER 19

### PENSIONS ACT 2011

#### PART 1

##### STATE PENSION

- 1 Equalisation of and increase in pensionable age for men and women
- 2 Abolition of certain additions to the state pension
- 3 Consolidation of additional pension

#### PART 2

##### AUTOMATIC ENROLMENT

- 4 Automatic re-enrolment where scheme membership interrupted
- 5 Earnings trigger for automatic enrolment and re-enrolment
- 6 Postponement or disapplication of automatic enrolment
- 7 Timing of automatic re-enrolment
- 8 Review of earnings trigger and qualifying earnings band
- 9 Rounded figures for earnings trigger and qualifying earnings band
- 10 Qualifying schemes: administration charges
- 11 Test scheme standard for schemes that produce sum of money for provision of benefits
- 12 Certification that alternative to quality requirement is satisfied
- 13 Certification for non-UK schemes
- 14 Transitional period for defined benefits and hybrid schemes to be optional
- 15 Arrangements where transitional conditions cease to be satisfied
- 16 Power of managers to modify by resolution
- 17 No indemnification for civil penalties
- 18 Power to exempt certain cross-border employment from enrolment duty

*Changes to legislation: Pensions Act 2011 is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

---

### **PART 3**

#### OCCUPATIONAL PENSION SCHEMES

##### *Indexation and revaluation*

- 19 Indexation and revaluation
- 20 Pension compensation: annual increases in periodic compensation
- 21 Indexation requirements for cash balance benefits

##### *Pension Protection Fund*

- 22 Pension Protection Fund

##### *Financial assistance scheme*

- 23 Financial assistance scheme: amount of payments
- 24 Financial assistance scheme: transfer of assets

##### *Miscellaneous*

- 25 Payment of surplus to employer: transitional power to amend scheme
- 26 Contribution notices and financial support directions
- 27 Technical amendment to Schedule 4 to the Pensions Act 2007
- 28 Technical amendment to section 42(6) of the Pension Schemes Act 1993

### **PART 4**

#### MONEY PURCHASE BENEFITS

- 29 Definition of money purchase benefits
- 30 Transitional
- 31 Consequential and supplementary
- 32 Power to make further provision
- 33 Regulations

### **PART 5**

#### JUDICIAL PENSIONS

- 34 Contributions towards cost of judicial pensions etc

### **PART 6**

#### MISCELLANEOUS AND GENERAL

##### *Miscellaneous*

- 35 Grants by the Secretary of State to advisory bodies etc
- 36 Service of documents and electronic working

##### *General*

- 37 Extent
- 38 Commencement
- 39 Short title

**Changes to legislation:** Pensions Act 2011 is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

---

## SCHEDULES

### SCHEDULE 1 — Equalisation of and increase in pensionable age for men and women: consequential amendments

#### *Gas Act 1986 (c. 44)*

- 1 In section 48 of the Gas Act 1986 (interpretation of...

#### *Social Security Administration Act 1992 (c. 5)*

- 2 The Social Security Administration Act 1992 is amended as follows....
- 3 In section 2A (claim or full entitlement to certain benefits...
- 4 In section 2AA (full entitlement to certain benefits conditional on...
- 5 In section 2D (work-related activity) in subsection (9)(e) for “6...

#### *Pensions Act 1995 (c. 26)*

- 6 In section 126 of the Pensions Act 1995 (equalisation of...

#### *Consumers, Estate Agents and Redress Act 2007 (c. 17)*

- 7 In section 6 of the Consumers, Estate Agents and Redress...

#### *Pensions Act 2007 (c. 22)*

- 8 The Pensions Act 2007 is amended as follows.
- 9 In section 13 (increase in pensionable age for men and...
- 10 In Schedule 3 (increase in pensionable age for men and...

### SCHEDULE 2 — Abolition of certain additions to the state pension: consequential amendments etc

#### *Social Security Contributions and Benefits Act 1992 (c. 4)*

- 1 Abolition of certain additions to the state pension: consequential amendments
- 2 Abolition of certain additions to the state pension: consequential amendments
- 3 Abolition of certain additions to the state pension: consequential amendments

#### *Repeals of spent enactments*

- 4 Abolition of certain additions to the state pension: consequential amendments

### SCHEDULE 3 — Consolidation of additional pension

#### *Social Security Contributions and Benefits Act 1992 (c. 4)*

- 1 The Social Security Contributions and Benefits Act 1992 is amended...
- 2 (1) Section 45 (the additional pension in a Category A...
- 3 In section 46 (modifications of section 45 for calculating the...
- 4 In section 122(1) (interpretation of Parts 1 to 6) insert...
- 5 (1) Section 176 (Parliamentary control) is amended as follows.

*Changes to legislation:* Pensions Act 2011 is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

---

- 6 (1) Schedule 4B (additional pension: accrual rates for purposes of...
- 7 (1) Schedule 4C (additional pension: calculation of revalued consolidated amount)...

*Social Security Administration Act 1992 (c. 5)*

- 8 (1) Section 148AB of the Social Security Administration Act 1992...

*Pension Schemes Act 1993 (c. 48)*

- 9 The Pension Schemes Act 1993 is amended as follows.
- 10 In section 46 (effect of entitlement to guaranteed minimum pensions...
- 11 In section 46A (retirement in tax year after 5th April...

*Pensions Act 2008 (c. 30)*

- 12 The Pensions Act 2008 is amended as follows.
- 13 In section 102 (consolidation of additional pension) in subsection (7)...

SCHEDULE 4 — Pension Protection Fund

*Requirements to obtain actuarial valuations*

- 1 The Pensions Act 2004 is amended as follows.
- 2 In section 58(3) (right to apply under section 423 of...
- 3 (1) Section 141 (effect of review of ill-health pension) is...
- 4 In section 142(1) (interpretation) in the definition of “scheme valuation”...
- 5 (1) Section 143 (Board's obligation to obtain valuation of assets...
- 6 After section 143 insert— Determinations under section 143 (1) Where the Board makes a determination under section 143(2)(a)...
- 7 (1) Section 144 (approval of valuation) is amended as follows....
- 8 In section 145(1) (binding valuations) for “143” substitute “ 143(2)(b)...
- 9 (1) Section 151 (application for Board to assume responsibility for...
- 10 In section 154(5)(b) (requirement to wind up scheme) after “that...
- 11 (1) Section 158 (Board's duty to assume responsibility for closed...
- 12 (1) Section 160 (transfer notice) is amended as follows.
- 13 (1) Schedule 9 (reviewable matters) is amended as follows.

*Requirement to obtain protected benefits quotation*

- 14 In section 151(4)(a) of the Pensions Act 2004 (application for...
- 15 (1) Section 152 of the Pensions Act 2004 (Board's duty...
- 16 In the following provisions of the Pensions Act 2004 after...

*Removal of restriction on transfer notices*

- 17 (1) The Pensions Act 2004 is amended as follows.

*Parliamentary control of subordinate legislation*

- 18 (1) Section 316(2) of the Pensions Act 2004 (subordinate legislation...

*Pension credit members*

- 19 (1) Schedule 7 to the Pensions Act 2004 (pension compensation...
- 20 In the Pensions Act 2008 omit paragraphs 10 and 11...

**Changes to legislation:** Pensions Act 2011 is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

---

### *Postponement of compensation*

- 21 Schedule 7 to the Pensions Act 2004 (pension compensation provisions)...
- 22 For paragraph 25A (deferral of compensation) and the heading before...
- 23 (1) In paragraph 5(3) (periodic compensation for postponed pensioner at...
- 24 (1) In paragraph 6 (periodic compensation for widow or widower...
- 25 In paragraph 24(1) (commutation of periodic compensation) for “becomes payable”...
- 26 (1) In paragraph 25B (eligibility for terminal illness lump sum)—...
- 27 (1) Paragraph 28 (annual increase in periodic compensation) is amended...
- 28 (1) In paragraph 29 (Board's powers to alter rates of...

### *Pension compensation sharing: postponement of compensation*

- 29 Schedule 5 to the Pensions Act 2008 (pension compensation payable...
- 30 (1) Omit paragraph 11 (deferral of compensation).
- 31 (1) In paragraph 4(3) (periodic compensation for transferee over pension...
- 32 (1) In paragraph 5 (periodic compensation for widow etc of...
- 33 In paragraph 9(1) (commutation of periodic compensation) for “becomes payable”...
- 34 (1) In paragraph 12 (eligibility for terminal illness lump sum)—...
- 35 (1) Paragraph 17 (annual increase in periodic compensation) is amended...
- 36 In paragraph 20 (Board's power to alter rates of revaluation...

### *Calculation of compensation: admissible rules etc*

- 37 (1) Schedule 7 to the Pensions Act 2004 (pension compensation...

SCHEDULE 5 — Contributions towards cost of judicial pensions etc  
Part 1 — CONTRIBUTIONS TOWARDS COST OF JUDICIAL PENSIONS

### *District Judges (Magistrates' Courts) Pensions Act (Northern Ireland) 1960 (c. 2 (N.I.))*

- 1 (1) The District Judges (Magistrates' Courts) Pensions Act (Northern Ireland)...

### *Judicial Pensions Act 1981 (c. 20)*

- 2 (1) The Judicial Pensions Act 1981 is amended as follows....

### *Constitutional Reform Act 2005 (c. 4)*

- 3 (1) Paragraph 4 of Schedule 7 to the Constitutional Reform...  
Part 2 — MINOR AMENDMENTS RELATING TO JUDICIAL PENSIONS

### *Sheriffs' Pensions (Scotland) Act 1961 (c. 42)*

- 4 In section 9A of the Sheriffs' Pensions (Scotland) Act 1961...

### *Judicial Pensions Act 1981 (c. 20)*

- 5 In section 32A of the Judicial Pensions Act 1981 (appeals)...

**Changes to legislation:**

Pensions Act 2011 is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- s. 19(1)-(3) omitted by [2015 c. 8 Sch. 1 para. 11\(b\)](#)
- s. 21(2) omitted by [2015 c. 8 s. 41\(2\)](#)