

Section 122 – Pension Scheme Status Notice (Scheme Failure)

The purpose of this notice is to provide information on the status of the pension scheme (or section in the case of some multi-employer pension schemes) as set out in section 122 of the Pensions Act 2004 and Regulations 9 & 11 of the Pension Protection Fund (Entry Rules) Regulations 2005. (For further information on multi-employer pension schemes, see the Pension Protection Fund (Multi-employer Schemes) (Modification) Regulations 2005.) A **short** summary

explaining why a pension scheme rescue is not possible should be provided on this form.

This notice will not become binding until the Board of the Pension Protection Fund determine whether to approve the notice and any time limits in relation to a review of the Board's determination have expired and any reviews resolved.

FmS122 1/2

Please use black ink and **CAPITAL LETTERS** throughout.
Where tick boxes appear, tick all that apply or *delete as appropriate.

Part 1: Insolvency professional's details:

Title Mr / Mrs / Miss / Ms / Dr (delete as applicable) Other:	
Surname	Forenames (in full)
Firm Name (where applicable)	
Address	
.....	
..... Postcode	
Telephone	Fax
Email	

I am acting as the *current/former *insolvency practitioner/official receiver in relation to the employer named below.

Part 2: Pension *scheme/section details:

Pension scheme registration number	
Name of pension scheme	
Name of Trustee or Manager	
Contact Address	
.....	
..... Postcode	
Telephone	Fax
Email	
Name of sponsoring employer	

Continued →

Part 2: Pension *scheme/section details:

I confirm that a pension *scheme/section rescue is not possible in relation to the above named pension scheme (as set out in section 122(5)(b) of the Pensions Act 2004 and Regulations 9 & 11 of the Pension Protection Fund (Entry Rules) Regulations 2005, because:

(i) the employer has entered into a legally enforceable agreement with the Board of the Pension Protection Fund, on behalf of the trustees or managers of the pension scheme, which has the effect of reducing the amount of debt due to the pension scheme from that employer under section 75 of the 1995 Act which may be recovered by, or on behalf of, those trustees or managers (for example in the event that the employer’s business will continue without the pension scheme),

or

(ii) the employer, or any part of the employer’s business, is not continuing as a going concern and
 (a) no other person has assumed responsibility for meeting that employer’s liabilities under the pension *scheme/section, and
 (b) that employer’s pension liabilities under the pension *scheme/section will not be assumed by another person.

I further confirm that, in my opinion, a pension *scheme/section rescue was not possible because ...

please insert the reason below - for example the company’s business was terminated on the making of a winding up order and the employees were dismissed:

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Is any of the information in this notice commercially sensitive? Yes No

Notification of this insolvency event has been sent today to: The Pension Protection Fund

The Pensions Regulator The trustees or managers of the pension scheme

The information provided above is correct to the best of my knowledge and belief and complies with the notification requirements set out in Section 122 of the Pensions Act 2004 and Regulations 9 & 11 of the Pension Protection Fund (Entry Rules) Regulations 2005.

Signed _____ Dated

Further contact details:

The Pension Protection Fund - Assessment Team, Renaissance, 12 Dingwall Road, Croydon, CR0 2NA

Telephone: 0845 600 2541 Fax: 020 8633 4910

The Pensions Regulator - Customer Support Team, Napier House, Trafalgar Place, Brighton, BN1 4DW.