

The Actuarial Profession

making financial sense of the future

LEGAL ISSUES

Section 67, conflicts of interest

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Legal Issues – s 67

Changes requiring member consents

▪ conversion of DB to DC

▪ reduction in pensions in payment

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Legal Issues – s 67

No consent required if:

▪ actuarial value is not less after change, for each member affected

▪ members are notified and given chance to make representations

▪ if employer seeks change, the trustees consent.

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## Legal Issues

### Conflict of interests:

- New regime gives increased power to trustees.
- Trustees will be expected to be competent and knowledgeable
- "With great power comes great responsibility"

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## Legal Issues

### Conflicts of interest:

- Trustees
- Employer
- Actuary

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## Legal Issues

- Questions?

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