

LCP Radar Update – IORP II legislation delayed

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IORP II, the Directive which is expected to significantly enhance pension scheme governance was not transposed into Irish law by 13 January 2019 as expected.

The Directive, which came into force across the EU on 13 January 2019, was not transposed into Irish law in accordance with the EU timescales. The Directive provides for a range of new requirements concerning pension scheme governance, management standards in schemes, safekeeping of assets, the need for clear and relevant information to members and the removal of obstacles to cross-border pension services. There are also provisions in the Directive to enhance the powers of the Pensions Authority for effective supervision of occupational pensions. Transposition of the Directive was highlighted as a key part of the Government's Roadmap for Pensions Reform 2018-2023.

The Department of Employment and Social Protection (DEASP), supported by the Pensions Authority, are managing the transposition process of the IORP II Directive. This process has been in train for two years now. Just yesterday, the DEASP advised that the Regulations to transpose the Directive are "at an advanced stage", however, we still do not have a date for the transposition to Irish law.

LCP Comment

Conor Daly, partner at LCP stated that *"It is wholly unsatisfactory that the Government has failed in its obligation to make these changes to Irish legislation by 13 January 2019. It is unfair to pension trustees to have to work in an environment of uncertainty. We hope that government prioritises this important pensions legislative work, publishes the necessary legislation and provides clarity soon on the new requirements for pension trustees."*

We will of course keep you updated on further developments as they arise.

If you have any questions on this update, please contact [Conor Daly](mailto:conor.daly@lcpireland.com) at 01 614 4393/
conor.daly@lcpireland.com or the LCP partner who normally advises you.