Detailed guidance for employers

Appendix C: Assessing groups of workers

This document accompanies:
Detailed guidance no. 3 – Assessing the workforce

If you decide to print it out it’s best viewed at A3 size, so you’ll need to ensure that the A3 paper tray is selected on your printer. If your printer doesn’t have an A3 tray, the document will print on A4 but you may find the text size too small to read comfortably.
Appendix C – Assessing groups of workers

Identify your workers

Exclude any workers under 16 or over 74

Exclude any workers who do not work, or ordinarily work, in the UK under their contract

Assess earnings
1. Identify pay reference period
2. Assess qualifying earnings payable in that pay reference period
3. Compare against the earnings trigger for automatic enrolment (£10,000) appropriate to the pay reference period

£10,000 (pro rata)* or below

More than £10,000 (pro rata)*

16-21 or state pension age to 74

Potential eligible jobholders
Apply age criteria. Identify workers aged over 22 but under state pension age.

At least 22 but under state pension age

Eligible jobholders

To distinguish between jobholder and entitled worker on these occasions:
1. Identify pay reference period
2. Assess qualifying earnings payable in that pay reference period
3. Compare against the lower level of qualifying earnings (£6,136) appropriate to the pay reference period

£6,136 (pro rata)* or below

More than £6,136 (pro rata)*

Entitled workers

Non-eligible jobholders

Does not need to be automatically enrolled but as a jobholder they can choose to opt in to an automatic enrolment scheme or as an entitled worker they can choose to join a pension scheme. An employer will need to separately identify a jobholder or an entitled worker within this age bracket when:
- a. they are given an opt in of joining notice
- b. immediate re-enrolment is triggered
- c. if the worker is an active member of a scheme that is not qualifying, or
- d. if they choose to give separate information about either opt in or joining**

Prior to 1 April 2015 an employer would have needed to distinguish between a non-eligible jobholder and entitled worker in this group as there were separate information requirements for each. Since 1 April 2015 there is no longer this requirement but an employer who staged before 1 April 2015 can continue to make this distinction as they can choose to continue giving information about only the right of a jobholder to opt in or of an entitled worker to join. More information can be found in Detailed guidance no. 10 – Information to workers.

* This amount is for the 2019-2020 tax year. These figures are reviewed annually by the Department for Work and Pensions (DWP). Where there is a change, the figures for the next tax year after they have been announced by the DWP as well as the historic and current amounts can be found on our website at: www.tpr.gov.uk/earnings-thresholds

** Prior to 1 April 2015 an employer would have needed to distinguish between a non-eligible jobholder and entitled worker in this group as there were separate information requirements for each. Since 1 April 2015 there is no longer this requirement but an employer who staged before 1 April 2015 can continue to make this distinction as they can choose to continue giving information about only the right of a jobholder to opt in or of an entitled worker to join. More information can be found in Detailed guidance no. 10 – Information to workers.
How to contact us
PO Box 16314
Birmingham
B23 3JP
T 0845 600 1011
F 0845 606 9970
E customersupport@autoenrol.tpr.gov.uk
www.thepensionsregulator.gov.uk
www.trusteetoolkit.com

Detailed guidance for employers no. 3
Appendix C: Assessing groups of workers

© The Pensions Regulator April 2019

You can reproduce the text in this publication as long as you quote The Pensions Regulator’s name and title of the publication. Please contact us if you have any questions about this publication. We can produce it in Braille, large print or on audio tape. We can also produce it in other languages.