

Pension Benefit Guaranty Corporation

74-13

November 14, 1974

REFERENCE:

[*1] 4007(b) Payment of Premiums. Penalties and Interest

OPINION:

This is in response to your recent letter requesting an extension of time for the initial premiums required by Title IV of the Employee Retirement Income Security Act.

Section 4007(b) of the Statute states in part, that "The Corporation may not grant a waiver if it appears that the plan administrator will be unable to pay the premium within 60 days after the date on which it is due." As you know, the due date for initial premiums was October 2, 1974. The Corporation has already provided that interest and late payment charges will not be imposed if the premium is paid prior to December 2, 1974. In view of this, we are unable to grant the further extension you request.

Steven E. Schanes
Acting Executive Director