

## SCHEDULE 2

Regulation 182

### Transitional provisions

## PART 1

### General

#### Interpretation-general

1. In this Schedule—

“Article 3(3A) eligible person” means a person who is eligible to be an active member of the PCSPS(NI) by virtue of being a person who is in service in an office or employment specified in a list produced for the purposes of Article 3(3A) (superannuation schemes as respects civil servants, etc) of the 1972 Order<sup>(1)</sup>;

“closing date”, in relation to a transition member, means—

(za) [<sup>F1</sup>if the member is a full protection member of the PCSPS(NI), 31st March 2022;]

(a) if the member is a tapered protection member of the PCSPS(NI), the tapered protection closing date for that member; or

(b) if the member is not a protected member of that scheme, the scheme closing date;

“existing public body pension scheme” means a public body pension scheme specified on a list published by the Department for the purpose of this Schedule;

“full protection member”, in relation to the PCSPS(NI), has the meaning given in paragraph 9;

“protected member”, in relation to the PCSPS(NI), means a full protection member or tapered protection member of that scheme;

“protection period”—

(a) for a full protection member of the PCSPS(NI), has the meaning given in paragraph 10;

(b) for a tapered protection member of the PCSPS(NI), has the meaning given in paragraph 20;

“tapered protection closing date”, in relation to a tapered protection member of the PCSPS(NI), has the meaning given in paragraph 3;

“tapered protection member”, in relation to the PCSPS(NI), has the meaning given in paragraph 19;

“transition date”, in relation to a transition member, means—

(za) [<sup>F2</sup>if the member is a full protection member of the PCSPS(NI), 1st April 2022;]

(a) if the member is a tapered protection member of the PCSPS(NI), the day after the tapered protection closing date for that member;

(b) if the member is not a protected member of that scheme, the day after the scheme closing date or, if later, the day the person ceased to be a protected member of the scheme;

“transition member” means a person—

(a) who is a member of the PCSPS(NI) by virtue of the person’s pensionable service under that scheme before the transition date; and

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(1) Article 3(3A) was inserted by the Public Service Pensions Act (Northern Ireland) 2014 (c.2) section.29; Schedule 9 paragraphs 1 and 2

**Changes to legislation:** There are currently no known outstanding effects for the *The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2.* (See end of Document for details)

- (b) who is a member of this scheme by virtue of the person’s pensionable service under this scheme.

#### Textual Amendments

- F1** Words in Sch. 2 para. 1 inserted (1.4.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2), **6(2)(a)**
- F2** Words in Sch. 2 para. 1 inserted (1.4.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2), **6(2)(b)**

#### Commencement Information

- I1** Sch. 2 para. 1 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Meaning of “continuity of service”

2.—(1) For the purposes of this Schedule, a transition member (T) has continuity of service between pensionable service in the PCSPS(NI) and pensionable service in this scheme (“continuity of service”) unless T has a gap in service exceeding 5 years which—

- (a) begins on or before T’s [<sup>F3</sup>transition date] ; and
- (b) ends on the day on which T becomes an active member of this scheme.

(2) For the purpose of sub-paragraph (1), after the scheme closing date T is not on a gap in service while T is in service which is pensionable under an existing scheme, an existing public body pension scheme, a scheme under section 1 of the Act or a new public body pension scheme.

#### Textual Amendments

- F3** Words in Sch. 2 para. 2(1)(a) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, **2(6)**

#### Commencement Information

- I2** Sch. 2 para. 2 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Meaning of “tapered protection closing date”

3.—(1) The tapered protection closing date for a tapered protection member of the PCSPS(NI) other than a member to whom paragraph 9(5) or 27 applies is—

- (a) if the member exercises the option under Part 4 of this Schedule, the scheme closing date; or
- (b) if the member does not exercise that option, a date between 31st May 2015 and 31st January 2022 (inclusive) determined by the scheme manager by reference to a table published for that purpose.

(2) A tapered protection closing date determined under sub-paragraph (1)(b) must fall on the last day of a month.

(3) The tapered protection closing date for a tapered protection member of the PCSPS(NI) to whom paragraph 9(5) or 27 applies is a date [<sup>F4</sup>before 1st April 2022] determined by the scheme manager.

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#### Textual Amendments

- F4** Words in Sch. 2 para. 3(3) inserted (1.4.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2), **6(3)**

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#### Commencement Information

- I3** Sch. 2 para. 3 in operation at 18.12.2014, see [reg. 1\(2\)](#)

#### Meaning of “active member of the PCSPS(NI)”

4.—(1) This paragraph applies to a person (P) who is an active member of the PCSPS(NI) other than as an Article 3(3A) eligible person.

(2) For the purpose of Parts 2 and 3 of this Schedule, P is an active member of the PCSPS(NI) on a given date if on that date—

- (a) P is in pensionable service under that scheme; or
- (b) if P is on a gap in service not exceeding 5 years.

(3) For the purpose of sub-paragraph (2)(b), after the scheme closing date P is not on a gap in service while P is in pensionable public service.

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#### Commencement Information

- I4** Sch. 2 para. 4 in operation at 18.12.2014, see [reg. 1\(2\)](#)

#### Meaning of “active member of an existing scheme”

5.—(1) For the purpose of Parts 2 and 3 of this Schedule, a person (P) is an active member of an existing scheme (other than the PCSPS(NI)) on a given date if on that date—

- (a) P is in pensionable service under that scheme; or
- (b) P is on a gap in service not exceeding 5 years.

(2) For the purpose of sub-paragraph (1)(b), after the closing date for the existing scheme P is not on a gap in service while P is in pensionable public service.

(3) In sub-paragraph (2), “the closing date for the existing scheme” means the date referred to in section 18(4) of the Act, as applicable.

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#### Commencement Information

- I5** Sch. 2 para. 5 in operation at 18.12.2014, see [reg. 1\(2\)](#)

#### Meaning of “active member of an existing public body pension scheme”

6.—(1) For the purpose of Parts 2 and 3 of this Schedule, a person (P) is an active member of an existing public body pension scheme on a given date if on that date—

- (a) P is in pensionable service under that scheme; or
- (b) P is on a gap in service not exceeding 5 years.

(2) For the purpose of sub-paragraph (1)(b), after the closing date for the existing public body pension scheme, P is not on a gap in service while P is in pensionable public service.

*Changes to legislation:* There are currently no known outstanding effects for the *The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2.* (See end of Document for details)

(3) In sub-paragraph (2), “the closing date for the existing public body pension scheme” means the date determined under section 32(2) of the Act by the public authority responsible for that scheme.

**Commencement Information**  
**I6** Sch. 2 para. 6 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Commencement of active membership of this scheme**

<sup>F5</sup>7. ....

**Textual Amendments**  
**F5** Sch. 2 para. 7 omitted (with effect in accordance with of the amending Rule) by virtue of [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(2)**

**Commencement Information**  
**I7** Sch. 2 para. 7 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**PART 2**

Exceptions to section 18(1) of the Act: full protection members of the PCSPS(NI)

**Interpretation of Part**

- 8. In this Part—
  - “active member of an existing public body pension scheme” has the meaning given in paragraph 6;
  - “active member of an existing scheme” has the meaning given in paragraph 5; and
  - “active member of the PCSPS(NI)” has the meaning given in paragraph 4

**Commencement Information**  
**I8** Sch. 2 para. 8 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Full protection members of the PCSPS(NI)**

9.—(1) A person (P) to whom any of paragraphs 12 to 17 applies is a full protection member of the PCSPS(NI).

[<sup>F6</sup>(2) P ceases to be a full protection member of the PCSPS(NI) on whichever of the following days occurs first—

- (a) the day on which P ceases to be in pensionable service under the PCSPS(NI) unless sub-paragraph (3) or (4) applies; or
- (b) 31st March 2022.]

(3) This sub-paragraph applies if—

- (a) P returns to service which is pensionable under the PCSPS(NI) from service which is pensionable under an existing scheme or an existing public body pension scheme; and
  - (b) P would have been a fully protected member of that existing scheme or existing public body pension scheme had P re-entered service which is pensionable under that scheme on the date P returns to service which is pensionable under the PCSPS(NI).
- (4) This sub-paragraph applies if—
- (a) P returns to service which is pensionable under the PCSPS(NI) otherwise than from service which is pensionable under an existing scheme or an existing public body pension scheme; and
  - (b) P returns to service which is pensionable under the PCSPS(NI) after a gap in service not exceeding 5 years.
- (5) If P returns to service which is pensionable under the PCSPS(NI) in circumstances where sub-paragraph (6) applies, P is a tapered protection member of the PCSPS(NI) when P returns to that service.
- (6) This sub-paragraph applies if—
- (a) P returns to service which is pensionable under the PCSPS(NI) from service which is pensionable under an existing scheme or an existing public body pension scheme; and
  - (b) P would have been a protected member of the existing scheme or existing public body pension scheme by virtue of an exception to which section 18(8)(a) and (b) of the Act (or that section as applied by section 32(4)) applies had P re-entered service which is pensionable under that scheme on the date P returns to service which is pensionable under the PCSPS(NI).
- (7) In this paragraph—
- “exception” means—
- (a) in relation to an existing scheme, an exception under section 18(5) or 18(6) of the Act provided for in [<sup>F7</sup>scheme regulations in relation to that scheme] ;
  - (b) in relation to an existing public body pension scheme, an exception under section 32(4) of the Act provided for by the public authority responsible for that scheme;
- “fully protected member” of an existing scheme or an existing public body scheme means a person in respect of whom an exception applies, which exception is one to which section 18(7) of the Act (or that section as applied by section 32(4)) applies for the purposes of that scheme.
- (8) For the purpose of paragraph (4)(b), after the scheme closing date P is not on a gap in service while P is in pensionable public service.

#### Textual Amendments

- F6** Sch. 2 para. 9(2) substituted (1.4.2022) by *The Public Service (Civil Servants and Others) Pensions (Amendment) (No. 2) Regulations (Northern Ireland) 2022* (S.R. 2022/126), regs. 1(2), **6(4)**
- F7** Words in Sch. 2 para. 9(7)(a) substituted (1.4.2015) by *The Public Service (Civil Servants and Others) Pensions (Amendment) Regulations (Northern Ireland) 2015* (S.R. 2015/181), regs. 1, **2(15)**

#### Commencement Information

- I9** Sch. 2 para. 9 in operation at 18.12.2014, see **reg. 1(2)**

**Exception for full protection members during protection period**

10.—(1) The protection period for a person (P) who is a full protection member of the PCSPS(NI) is the period which—

- (a) begins on the day after the scheme closing date (or if paragraph 15(3) applies, the day after the existing public body pension scheme closed to all members); and
  - (b) ends when P ceases to be a full protection member of the PCSPS(NI) (unless P is a tapered protection member by virtue of paragraph 9(5)).
- (2) During the protection period—
- (a) P is eligible to be in pensionable service under the PCSPS(NI);
  - (b) section 18(1) of the Act does not apply in respect of that pensionable service; and
  - (c) benefits are to be provided under the PCSPS(NI) to or in respect of P in relation to that pensionable service.

**Commencement Information**

**I10** Sch. 2 para. 10 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Full protection member not eligible to join this scheme**

11. While a person (P) is a full protection member of the PCSPS(NI), P is not eligible to be an active member of this scheme.

**Commencement Information**

**I11** Sch. 2 para. 11 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Members of the PCSPS(NI) on scheme closing date**

12.—(1) This paragraph applies if sub-paragraph (2) or sub-paragraph (3) applies.

(2) This sub-paragraph applies if—

- (a) P was an active member of the PCSPS(NI) on the scheme closing date and on 31st March 2012; and
- (b) P would, unless P dies, reach normal pension age under that scheme on or before 1st April 2022.

(3) This sub-paragraph applies if—

- (a) P was an active member of an existing scheme other than the PCSPS(NI) or an existing public body pension scheme (“P’s transitional scheme”) on 31st March 2012;
- (b) P was an active member of the PCSPS(NI) on the scheme closing date; and
- (c) P would, unless P dies, reach normal pension age under the PCSPS(NI) and P’s transitional scheme on or before 1st April 2022.

**Commencement Information**

**I12** Sch. 2 para. 12 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Pre-fresh start prison officers

13.—(1) This paragraph applies if P was in service as a pre-fresh start prison officer under Section II of the PCSPS(NI) on—

- (a) 31st March 2012;
- (b) the scheme closing date; and
- (c) 1st April 2015.

(2) For the purposes of this paragraph, P is in service as a pre-fresh start prison officer if P is in service as a prison officer to whom rule 2.26 of Section II of the PCSPS(NI) applies.

(3) In sub-paragraph (2), “in service as a prison officer” has the meaning given in rule 2.25 of Section II of the PCSPS(NI).

#### Commencement Information

**I13** Sch. 2 para. 13 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Members of an existing scheme

14.—(1) This paragraph applies if—

- (a) P was an active member of an existing scheme other than the PCSPS(NI) or an existing public body pension scheme on the closing date for that scheme;
- (b) P was an active member of an existing scheme or an existing public body pension scheme (“P’s transitional scheme”) on 31st March 2012;
- (c) P begins service which is pensionable under the PCSPS(NI) not more than 5 years after leaving pensionable service under an existing scheme other than the PCSPS(NI);
- (d) P would have been a fully protected member of the existing scheme referred to in paragraph (c) had P re-entered service which is pensionable under that scheme on the date P begins service which is pensionable under the PCSPS(NI); and
- (e) P would, unless P dies, reach normal pension age under the PCSPS(NI) and P’s transitional scheme on or before 1st April 2022.

(2) For the purposes of this paragraph—

- (a) the closing date for an existing scheme is the date referred to in section 18(4) of the Act, as applicable;
- (b) the closing date for an existing public body pension scheme is the date determined under section 32(2) of the Act by the public authority responsible for that scheme;
- (c) “exception”, in relation to an existing scheme, means an exception under section 18(5) or 18(6) of the Act provided for in [F8]scheme regulations in relation to that scheme]; and
- (d) “fully protected member” of an existing scheme means a person in respect of whom an exception applies, which exception is one to which section 18(7) of the Act applies for the purposes of that scheme.

#### Textual Amendments

**F8** Words in Sch. 2 para. 14(2)(c) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, 2(15)

### Commencement Information

**I14** Sch. 2 para. 14 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Members of an existing public body pension scheme

[<sup>F9</sup>15. This paragraph applies if—

- (a) P was an active member of an existing scheme or an existing public body pension scheme (“P’s transitional scheme”) on 31st March 2012;
- (b) P begins service which is pensionable under the PCSPS(NI) not more than 5 years after leaving pensionable service under an existing public body pension scheme; and
- (c) P would, unless P dies, reach normal pension age under the PCSPS(NI) and P’s transitional scheme on or before 1st April 2022.]

### Textual Amendments

**F9** Sch. 2 para. 15 substituted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(3)**

### Fair Deal eligible persons transferred out on or before 31st March 2012

16.—[<sup>F10</sup>(1) This paragraph applies if—

- (a) in the case of a person who is an Article 3(3A) eligible person, sub-paragraphs (2), (3), (4) and (5) apply; or
- (b) in the case of a person who is a civil servant or a person serving in an employment or office listed in Schedule 1 to the 1972 Order, sub-paragraphs (2), (3) and (5) apply.]

(2) This sub-paragraph applies if—

- (a) P ceased to be an active member of the PCSPS(NI) on a date (P’s transfer date) on or before 31st March 2012;

[<sup>F11</sup>(b) P begins service which is pensionable under the PCSPS(NI) as—

- (i) an Article 3(3A) eligible person;
- (ii) a civil servant; or
- (iii) a person serving in an employment or office listed in Schedule 1 to the 1972 Order, on a date (P’s re-joining date) after 31st March 2012;]and
- (c) Between P’s transfer date and P’s re-joining date—
  - (i) P was not eligible to be in pensionable service under the PCSPS(NI) [<sup>F12</sup>and was continuously employed to carry out functions or services related to P’s pensionable service under the PCSPS(NI) before P’s transfer date] ; or
  - (ii) P was only eligible to be in pensionable service under the PCSPS(NI) as a result of a transfer of the transferred services, and during such period that P would have been eligible to be in pensionable service under the PCSPS(NI) as a result of the transfer P was—
    - (aa) an active member of the PCSPS(NI); and
    - (bb) continuously employed to carry out the transferred services whilst P was eligible to be in pensionable service under the PCSPS(NI).



- [<sup>F13</sup>(3) This sub-paragraph applies if P is an active member of the PCSPS(NI) as—
- (a) an Article 3(3A) eligible person;
  - (b) a civil servant; or
  - (c) a person serving in an employment or office listed in Schedule 1 to the 1972 Order, continuously after P’s re-joining date.]
- (4) This sub-paragraph applies if P is a Fair Deal eligible person.
- (5) This sub-paragraph applies if P would, unless P dies, reach normal pension age under the PCSPS(NI) before 2nd April 2022.
- (6) In this paragraph, “continuously” means without a gap of any period.

#### Textual Amendments

- F10** Sch. 2 para. 16(1) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(5)(a)**
- F11** Sch. 2 para. 16(2)(b) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(5)(b)(i)**
- F12** Words in Sch. 2 para. 16(2)(c)(i) inserted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(5)(b)(ii)**
- F13** Sch. 2 para. 16(3) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(5)(c)**

#### Commencement Information

- I15** Sch. 2 para. 16 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Fair Deal eligible persons transferred out after 31st March 2012

- 17.—[<sup>F14</sup>(1) This paragraph applies if—
- (a) in the case of a person who is an Article 3(3A) eligible person, sub-paragraphs (2), (3), (4) and (5) apply; or
  - (b) in the case of a person who is a civil servant or a person serving in an employment or office listed in Schedule 1 to the 1972 Order, sub-paragraphs (2), (3) and (5) apply.]
- (2) This sub-paragraph applies if—
- (a) P was an active member of an existing scheme or an existing public body pension scheme (“P’s transitional scheme”) on 31st March 2012;
  - (b) P ceased to be an active member of the PCSPS(NI) or of this scheme on a date (P’s transfer date) after 31st March 2012;
  - (c) P was an active member of an existing scheme or an existing public body pension scheme throughout the period between 31st March 2012 and P’s transfer date;
- [<sup>F15</sup>(d) P begins service which is pensionable under the PCSPS(NI) as—
- (i) an Article 3(3A) eligible person;
  - (ii) a civil servant; or
  - (iii) a person serving in an employment or office listed in Schedule 1 to the 1972 Order, on a date (P’s re-joining date) after P’s transfer date;] and
- (e) Between P’s transfer date and P’s re-joining date—

**Changes to legislation:** There are currently no known outstanding effects for the *The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2*. (See end of Document for details)

- (i) P was not eligible to be in pensionable service under the PCSPS(NI) [<sup>F16</sup>and was continuously employed to carry out functions or services related to P’s pensionable service under the PCSPS(NI) before P’s transfer date] ; or
- (ii) P was only eligible to be in pensionable service under the PCSPS(NI) as a result of a transfer of the transferred services, and during such period that P would have been eligible to be in pensionable service under the PCSPS(NI) as a result of the transfer P was—
  - (aa) an active member of the PCSPS(NI); and
  - (bb) continuously employed to carry out the transferred services whilst P was eligible to be an active member of the PCSPS(NI).

[<sup>F17</sup>(3) This sub-paragraph applies if P is an active member of the PCSPS(NI) as—

- (a) an Article 3(3A) eligible person;
- (b) a civil servant; or
- (c) a person serving in an employment or office listed in Schedule 1 to the 1972 Order,

continuously after P’s re-joining date.]

(4) This sub-paragraph applies if P is a Fair Deal eligible person.

(5) This sub-paragraph applies if P would, unless P dies, reach normal pension age under the PCSPS(NI) and P’s transitional scheme before 2nd April 2022.

(6) In this paragraph, “continuously” means without a gap of any period.

#### Textual Amendments

- F14** Sch. 2 para. 17(1) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(6)(a)**
- F15** Sch. 2 para. 17(2)(d) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(6)(b)(i)**
- F16** Words in Sch. 2 para. 17(2)(e)(i) inserted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(6)(b)(ii)**
- F17** Sch. 2 para. 17(3) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(6)(c)**

#### Commencement Information

- I16** Sch. 2 para. 17 in operation at 18.12.2014, see [reg. 1\(2\)](#)

## PART 3

Exceptions to section 18(1) of the Act: tapered protection members of the PCSPS(NI)

### Interpretation of Part

18. In this Part—

“active member of an existing public body pension scheme” has the meaning given in paragraph 6;

“active member of an existing scheme” has the meaning given in paragraph 5; and “active member of the PCSPS(NI)” has the meaning given in paragraph 4.

**Commencement Information**

**I17** Sch. 2 para. 18 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Tapered protection members of the PCSPS(NI)**

19.—(1) A person (P) to whom any of paragraphs 22 to 27 applies is a tapered protection member of the PCSPS(NI).

(2) P ceases to be a tapered protection member of the PCSPS(NI) on whichever of the following days occurs first—

- (a) P’s tapered protection closing date; or
- (b) the day on which P ceases to be in pensionable service under the PCSPS(NI), unless sub-paragraph (3) or sub-paragraph (4) applies.

(3) This sub-paragraph applies if—

- (a) Before P’s transition date P returns to service which is pensionable under the PCSPS(NI) from service which is pensionable under an existing scheme or an existing public body pension scheme; and
- (b) P would have been a protected member of that existing scheme or existing public body pension scheme had P re-entered service which is pensionable under that scheme on the date P returns to service which is pensionable under the PCSPS(NI).

(4) This sub-paragraph applies if—

- (a) Before P’s transition date P returns to service which is pensionable under the PCSPS(NI) otherwise than from service which is pensionable under an existing scheme or an existing public body pension scheme; and
- (b) P returns to service which is pensionable under the PCSPS(NI) after a gap in service not exceeding 5 years.

(5) In this paragraph— “exception” means—

- (a) in relation to an existing scheme, an exception under section 18(5) or 18(6) of the Act provided for in [F18scheme regulations in relation to that scheme] ;
- (b) in relation to an existing public body pension scheme, an exception under section 32(4) of the Act provided for by the public authority responsible for that scheme; and

(6) “protected member” of an existing scheme or an existing public body scheme means a person in respect of whom an exception applies for the purposes of that scheme.

(7) For the purpose of paragraph (4)(b), after the scheme closing date P is not on a gap in service while P is in pensionable public service.

**Textual Amendments**

**F18** Words in [Sch. 2 para. 19\(5\)\(a\)](#) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, **2(15)**

**Commencement Information**

**I18** Sch. 2 para. 19 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Changes to legislation:** There are currently no known outstanding effects for the The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2. (See end of Document for details)

### Exception for tapered protection members during protection period

20.—(1) The protection period for a tapered protection member of the PCSPS(NI) is the period which—

- (a) begins on the day after the scheme closing date (or if paragraph 24(3) applies, the day after the day that the existing public body pension scheme closed to any further accrual by members of benefits under the scheme); and
  - (b) ends when P ceases to be a tapered protection member of the PCSPS(NI).
- (2) During the protection period—
- (a) P is eligible to be in pensionable service under the PCSPS(NI);
  - (b) section 18(1) of the Act does not apply in respect of that pensionable service; and
  - (c) benefits are to be provided under the PCSPS(NI) to or in respect of P in relation to that pensionable service.

#### Commencement Information

**I19** Sch. 2 para. 20 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Tapered protection member not eligible to join this scheme

21. While a person (P) is a tapered protection member of the PCSPS(NI), P is not eligible to be an active member of this scheme.

#### Commencement Information

**I20** Sch. 2 para. 21 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Members of the PCSPS(NI) on scheme closing date

22.—(1) This paragraph applies if sub-paragraph (2) or sub-paragraph (3) applies.

(2) This sub-paragraph applies if—

- (a) P was an active member of the PCSPS(NI) on the scheme closing date and on 31st March 2012; and
- (b) P would, unless P dies, reach normal pension age under the PCSPS(NI) between 2nd April 2022 and 1st September 2025 (inclusive).

(3) This sub-paragraph applies if—

- (a) P was an active member of an existing scheme other than the PCSPS(NI), or of an existing public body pension scheme, (“P’s transitional scheme”) on 31st March 2012;
- (b) P was an active member of the PCSPS(NI) on the scheme closing date; and
- (c) P would, unless P dies, reach normal pension age under—
  - (i) the PCSPS(NI) during the period beginning with 2nd April 2022 and ending with 1st September 2025; and
  - (ii) P’s transitional scheme on or before 1st September 2025.

#### Commencement Information

**I21** Sch. 2 para. 22 in operation at 18.12.2014, see [reg. 1\(2\)](#)

#### Members of an existing scheme

23.—(1) This paragraph applies if—

- (a) P was an active member of an existing scheme other than the PCSPS(NI) or an existing public body pension scheme on the closing date for that scheme;
- (b) P was an active member of an existing scheme or an existing public body pension scheme (“P’s transitional scheme”) on 31st March 2012;
- (c) P begins service which is pensionable under the PCSPS(NI) not more than 5 years after leaving pensionable service under an existing scheme other than the PCSPS(NI);
- (d) P would have been a protected member of the existing scheme referred to in paragraph (c) had P re-entered service which is pensionable under that scheme on the date P begins service which is pensionable under the PCSPS(NI); and
- (e) P would, unless P dies, reach normal pension age under—
  - (i) the PCSPS(NI) during the period beginning with 2nd April 2022 and ending with 1st September 2025; and
  - (ii) P’s transitional scheme on or before 1st September 2025.

(2) For the purposes of this paragraph—

- (a) the closing date for an existing scheme is the date referred to in section 18(4) of the Act, as applicable;
- (b) the closing date for an existing public body pension scheme is the date determined under section 32(2) of the Act by the public authority responsible for that scheme;
- (c) “exception”, in relation to an existing scheme, means an exception under section 18(5) or 18(6) of the Act provided for in [<sup>F19</sup>scheme regulations in relation to that scheme] ; and
- (d) “protected member of the existing scheme” means a person in respect of whom an exception applies for the purposes of that scheme.

#### Textual Amendments

**F19** Words in Sch. 2 para. 23(2)(c) substituted (1.4.2015) by *The Public Service (Civil Servants and Others) Pensions (Amendment) Regulations (Northern Ireland) 2015 (S.R. 2015/181)*, regs. 1, **2(15)**

#### Commencement Information

**I22** Sch. 2 para. 23 in operation at 18.12.2014, see [reg. 1\(2\)](#)

#### Members of an existing public body pension scheme

[<sup>F20</sup>24. This paragraph applies if—

- (a) P was an active member of an existing scheme or an existing public body pension scheme (“P’s transitional scheme”) on 31st March 2012;
- (b) P begins service which is pensionable under the PCSPS(NI) not more than 5 years after leaving pensionable service under an existing public body pension scheme; and
- (c) P would, unless P dies, reach normal pension age under—

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- (i) the PCSPS(NI) during the period beginning with 2nd April 2022 and ending with 1st September 2025; and
- (ii) P's transitional scheme on or before 1st September 2025.]

#### Textual Amendments

**F20** Sch. 2 para. 24 substituted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(5)**

#### Fair Deal eligible persons transferred out on or before 31st March 2012

25.—<sup>F21</sup>(1) This paragraph applies if—

- (a) in the case of a person who is an Article 3(3A) eligible person, sub-paragraphs (2), (3), (4) and (5) apply; or
- (b) in the case of a person who is a civil servant or a person serving in an employment or office listed in Schedule 1 to the 1972 Order, sub-paragraphs (2), (3) and (5) apply.]

(2) This sub-paragraph applies if—

- (a) P ceased to be an active member of the PCSPS(NI) on a date (P's transfer date) on or before 31st March 2012;

<sup>F22</sup>(b) P begins service which is pensionable under the PCSPS(NI) as—

- (i) an Article 3(3A) eligible person;
- (ii) a civil servant; or
- (iii) a person serving in an employment or office listed in Schedule 1 to the 1972 Order, on a date (P's re-joining date) after 31st March 2012;] and

(c) Between P's transfer date and P's re-joining date—

- (i) P was not eligible to be in pensionable service under the PCSPS(NI) <sup>F23</sup>and was continuously employed to carry out functions or services related to P's pensionable service under the PCSPS(NI) before P's transfer date] ; or
- (ii) P was only eligible to be in pensionable service under the PCSPS(NI) as a result of a transfer of the transferred services, and during such period that P would have been eligible to be in pensionable service under the PCSPS(NI) as a result of the transfer P was—
  - (aa) an active member of the PCSPS(NI); and
  - (bb) continuously employed to carry out the transferred services whilst P was eligible to be in pensionable service under the PCSPS(NI).

<sup>F24</sup>(3) This sub-paragraph applies if P is an active member of the PCSPS(NI) as—

- (a) an Article 3(3A) eligible person;
- (b) a civil servant; or
- (c) a person serving in an employment or office listed in Schedule 1 to the 1972 Order,

continuously after P's re-joining date.]

(4) This sub-paragraph applies if P is a Fair Deal eligible person.

(5) This sub-paragraph applies if P would, unless P dies, reach normal pension age under the PCSPS(NI) during the period beginning with 2nd April 2022 and ending with 1st September 2025.

(6) In this paragraph, “continuously” means without a gap of any period.

#### Textual Amendments

- F21** Sch. 2 para. 25(1) substituted (31.3.2022) by The Public Service (Civil Servants and Others) Pensions (Amendment) (No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/126), regs. 1(2)(a), **6(7)(a)**
- F22** Sch. 2 para. 25(2)(b) substituted (31.3.2022) by The Public Service (Civil Servants and Others) Pensions (Amendment) (No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/126), regs. 1(2)(a), **6(7)(b)(i)**
- F23** Words in Sch. 2 para. 25(2)(c)(i) inserted (31.3.2022) by The Public Service (Civil Servants and Others) Pensions (Amendment) (No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/126), regs. 1(2)(a), **6(7)(b)(ii)**
- F24** Sch. 2 para. 25(3) substituted (31.3.2022) by The Public Service (Civil Servants and Others) Pensions (Amendment) (No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/126), regs. 1(2)(a), **6(7)(c)**

#### Commencement Information

- I23** Sch. 2 para. 25 in operation at 18.12.2014, see **reg. 1(2)**

### Fair Deal eligible persons transferred out after 31st March 2012

26.—<sup>[F25]</sup>(1) This paragraph applies if—

- (a) in the case of a person who is an Article 3(3A) eligible person, sub-paragraphs (2), (3), (4) and (5) apply; or
- (b) in the case of a person who is a civil servant or a person serving in an employment or office listed in Schedule 1 to the 1972 Order, sub-paragraphs (2), (3) and (5) apply.]

(2) This sub-paragraph applies if—

- (a) P was an active member of an existing scheme or an existing public body pension scheme (“P’s transitional scheme”) on 31st March 2012;
- (b) P ceased to be an active member of the PCSPS(NI) or of this scheme on a date (P’s transfer date) after 31st March 2012;
- (c) P was an active member of an existing scheme or an existing public body pension scheme throughout the period between 31st March 2012 and P’s transfer date;

<sup>[F26]</sup>(d) P begins service which is pensionable under the PCSPS(NI) as—

- (i) an Article 3(3A) eligible person;
  - (ii) a civil servant; or
  - (iii) a person serving in an employment or office listed in Schedule 1 to the 1972 Order, on a date (P’s re-joining date) after P’s transfer date;] and
- (e) Between P’s transfer date and P’s re-joining date—

- (i) P was not eligible to be in pensionable service under the PCSPS(NI) <sup>[F27]</sup>and was continuously employed to carry out functions or services related to P’s pensionable service under the PCSPS(NI) before P’s transfer date] ; or
- (ii) P was only eligible to be in pensionable service under the PCSPS(NI) as a result of a transfer of the transferred services, and during such period that P would have been eligible to be in pensionable service under the PCSPS(NI) as a result of the transfer P was—

(aa) an active member of the PCSPS(NI); and

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(bb) continuously employed to carry out the transferred services whilst P was eligible to be in pensionable service under the PCSPS(NI).

[<sup>F28</sup>(3) This sub-paragraph applies if P is an active member of the PCSPS(NI) as—

- (a) an Article 3(3A) eligible person;
- (b) a civil servant; or
- (c) a person serving in an employment or office listed in Schedule 1 to the 1972 Order,

continuously after P’s re-joining date.]

(4) This sub-paragraph applies if P is a Fair Deal eligible person.

(5) This sub-paragraph applies if, P would, unless P dies, reach normal pension age under—

- (i) the PCSPS(NI) during the period beginning with 2nd April 2022 and ending with 1st September 2025; and
- (ii) P’s transitional scheme on or before 1st September 2025.

(6) In this paragraph, “continuously” means without a gap of any period.

#### Textual Amendments

- F25** Sch. 2 para. 26(1) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(8)(a)**
- F26** Sch. 2 para. 26(2)(d) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(8)(b)(i)**
- F27** Words in Sch. 2 para. 26(2)(e)(i) inserted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(8)(b)(ii)**
- F28** Sch. 2 para. 26(3) substituted (31.3.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2)(a), **6(8)(c)**

#### Commencement Information

- I24** Sch. 2 para. 26 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Tapered protection members of an existing scheme or an existing public body pension scheme

27.—(1) This paragraph applies if—

- (a) paragraph 14 or 15 of this Schedule would have applied but for the fact that P would not have been a fully protected member of the existing scheme or existing public body pension scheme referred to in paragraph 14(1)(c) or 15(2)(c), as applicable (“the transferring scheme”) on the date P begins service which is pensionable under the PCSPS(NI); and
- (b) P would have been a protected member of the transferring scheme by virtue of an exception to which section 18(8)(a) and (b) of the Act (or that section as applied by section 32(4)) applies had P re-entered service which is pensionable under the transferring scheme on the date P returns to service which is pensionable under the PCSPS(NI).

(2) In this paragraph— “exception” means—

- (a) in relation to an existing scheme, an exception under section 18(5) or 18(6) of the Act provided for in [<sup>F29</sup>scheme regulations in relation to that scheme] ;
- (b) in relation to an existing public body pension scheme, an exception under section 32(4) of the Act provided for by the public authority responsible for that scheme; and



“fully protected member” of an existing scheme or an existing public body scheme means a person in respect of whom an exception applies, which exception is one to which section 18(7) of the Act (or that section as applied by section 32(4)) applies for the purposes of that scheme.

**Textual Amendments**

**F29** Words in Sch. 2 para. 27(2)(a) substituted (1.4.2015) by *The Public Service (Civil Servants and Others) Pensions (Amendment) Regulations (Northern Ireland) 2015 (S.R. 2015/181)*, regs. 1, **2(15)**

**Commencement Information**

**I25** Sch. 2 para. 27 in operation at 18.12.2014, see **reg. 1(2)**

## PART 4

### Option for tapered protection members of the PCSPS(NI)

#### Option to begin pensionable service before the transition date

28.—(1) This paragraph applies in relation to a tapered protection member (P) of the PCSPS(NI) who is in pensionable service in the PCSPS(NI) at any time during—

- (a) the period beginning with 15th August 2014 and ending with 30th September 2014; or
- (b) any other period determined by the scheme manager.

(2) Not later than 31st October 2014 (or within any longer period determined by the scheme manager), the scheme manager may offer P the option to begin pensionable service under this scheme on the day after the scheme closing date.

(3) If P does not exercise the option within 3 months after the date of the offer (or within any longer period determined by the scheme manager), P begins pensionable service under this scheme on P’s transition date.

**Commencement Information**

**I26** Sch. 2 para. 28 in operation at 18.12.2014, see **reg. 1(2)**

## PART 5

### Payment of ill-health benefits to transition members with continuity of service

#### Transition member who has not reached normal pension age under the PCSPS(NI)

29.—(1) This paragraph applies in relation to a transition member with continuity of service who—

[<sup>F30</sup>(za) is not a person in relation to whom paragraph 29B applies;]

- (a) becomes entitled to an ill-health pension under this scheme; and
- (b) has not reached normal pension age under the PCSPS(NI).

(2) If this paragraph applies—

- (a) an ill-health pension and lump sum are not payable under the PCSPS(NI);

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- (b) an ill-health pension is payable under this scheme in accordance with this paragraph; and
  - (c) the member becomes a deferred member of the PCSPS(NI).
- [<sup>F31</sup>(3) If the member meets the lower tier payment threshold only—
- (a) the annual rate of ill-health pension payable under this scheme is the sum of—
    - (i) the annual rate of a lower tier earned pension payable under this scheme; and
    - (ii) the annual rate of full retirement earned pension that would, if the member was entitled to payment of an ill-health pension under the PCSPS(NI), be payable to the member at normal pension age under the PCSPS(NI); and
  - (b) the member (“M”) is entitled to payment of a lump sum of the amount of the lump sum that would, had M been entitled to payment of an ill-health pension under the PCSPS(NI), been payable to M under the rules of the PCSPS(NI) applicable to M.
- (4) [<sup>F32</sup>Subject to sub-paragraphs (4A) and (4B) and paragraph 29A,] if the member meets the upper tier payment threshold—
- (a) the annual rate of ill-health pension payable under this scheme is the sum of—
    - (i) the annual rate of a lower tier earned pension payable under this scheme;
    - (ii) the annual rate of an upper tier top up earned pension payable under this scheme; and
    - (iii) the annual rate of full retirement earned pension that would, if the member was entitled to payment of an ill-health pension under the PCSPS(NI), be payable to the member at normal pension age under the PCSPS(NI); and
  - (b) the member (“M”) is entitled to payment of a lump sum of the amount of the lump sum that would, had M been entitled to payment of an ill-health pension under the PCSPS(NI), been payable to M under the rules of the PCSPS(NI) applicable to M.]
- [<sup>F33</sup>(4A) Where the conditions in sub-paragraph (4B) are met, the annual rate of an upper tier top up earned pension payable under this scheme is determined in accordance with paragraph 29A.
- (4B) The conditions are—
- (a) In the period of 12 months beginning with the day on which M became an active member of this scheme—
    - (i) M was on a period of unpaid sick leave; or
    - (ii) M was on a period of sick leave on reduced pay in respect of which M was paid at a rate determined by M’s employer to be appropriate because it is equivalent to the annual rate of an ill-health pension;
  - (b) The latest period of leave mentioned in sub-paragraph (a) ended less than 12 months before M became entitled to an ill-health pension under this scheme.]
- (5) If, after the ill-health pension becomes payable under this paragraph, a transfer payment is made from the PCSPS(NI) in respect of the member’s rights under that scheme, the scheme manager must deduct from the amount of ill-health pension payable under this paragraph in respect of service in the PCSPS(NI) an amount which is equal to the value of the pension represented by that transfer payment.
- (6) If the full retirement account specifies an amount of full retirement added pension of any description, the following pensions are payable with the lower tier earned pension—
- (a) the annual rate of full retirement added pension of that description payable under this scheme; and
  - (b) the annual rate of full retirement added pension that would, if the member was entitled to payment of an ill-health pension under the PCSPS(NI), be payable to the member with that pension under the PCSPS(NI).

(7) The amount of pension payable under this paragraph which represents the amount that would have been payable under the PCSPS(NI) is subject to the same conditions, and ceases to be payable in the same circumstances, as the pension to which the member would have been entitled under the PCSPS(NI) in accordance with the rules of that scheme.

(8) In this paragraph—

- (a) a reference to the annual rate of a full retirement earned pension payable under the PCSPS(NI) means the annual pension payable under the following provisions—
  - (i) if the member was an active member of Section I of the PCSPS(NI) before becoming an active member of this scheme, rule D1 of that Section;
  - (ii) if the member was an active member of Section II of the PCSPS(NI) before becoming an active member of this scheme, rules 3.1 to 3.3a of that Section;
  - (iii) if the member was an active member of Section III of the PCSPS(NI) before becoming an active member of this scheme, rule E.2 of that Section;
- (b) a reference to full retirement added pension payable under the PCSPS(NI) means added pension payable under the following provisions—
  - (i) if the member was an active member of Section I of the PCSPS(NI) before becoming an active member of this scheme, rule C1.11 of that Section;
  - (ii) if the member was an active member of Section II of the PCSPS(NI) before becoming an active member of this scheme, rule 14.13 of that Section;
  - (iii) if the member was an active member of Section III of the PCSPS(NI) before becoming an active member of this scheme, rule E.2 of that Section; and
- (c) a reference to an ill-health pension payable under the PCSPS(NI) means a pension payable under the following provisions—
  - (i) if the member was an active member of Section I of the PCSPS(NI) before becoming an active member of this scheme, rule D4 of that Section;
  - (ii) if the member was an active member of Section II of the PCSPS(NI) before becoming an active member of this scheme, rules 3.4 to 3.7 of that Section;
  - (iii) if the member was an active member of Section III of the PCSPS(NI) before becoming an active member of this scheme, rules E.7 to E.9 of that Section.

#### Textual Amendments

- F30** Sch. 2 para. 29(1)(za) inserted (1.4.2022) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) \(No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/126\)](#), regs. 1(2), **6(9)**
- F31** Sch. 2 para. 29(3)(4) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, **2(16)**
- F32** Words in Sch. 2 para. 29(4) inserted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(7)(a)**
- F33** Sch. 2 para. 29(4A)(4B) inserted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(7)(b)**

#### Commencement Information

- I27** Sch. 2 para. 29 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Changes to legislation:** There are currently no known outstanding effects for the *The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2.* (See end of Document for details)

[<sup>F34</sup>29A.—(1) Where this paragraph applies, the annual rate of upper tier top up earned pension payable under this scheme is the greater of the annual rates of upper tier top up earned pension calculated in accordance with—

- (a) regulation 76; and
- (b) sub-paragraph (2).

(2) The annual rate of upper tier top up earned pension calculated in accordance with this sub-paragraph is calculated in the same way as the annual rate of full retirement earned pension is calculated under regulation 61, but—

- (a) the references to the member’s full retirement earned pension are taken to be references to the enhancement fraction of the deemed pension; and
- (b) the early payment reduction is not subtracted.

(3) In this paragraph—

“deemed pension” means the amount of earned pension the member would have accrued in the member’s deemed period of pensionable service if the circumstances in paragraph 29(4B)(a) had not applied;

“the enhancement fraction” is—

$$\text{amount of accrued pension} \times \text{retirement index percentage}$$

where—

A is the member’s assumed period of pensionable service; and

B is the shorter of—

- (a) the member’s deemed period of pensionable service;
- (b) the number of scheme years in relation to which an amount of earned pension was specified in the active member’s account, or would have been if the circumstances in paragraph 29(4B)(a) had not applied;

“the member’s assumed period of pensionable service” means the period (expressed in years) —

- (a) beginning with the day after the member’s period of service ceased; and
- (b) ending with—
  - (i) for a member employed for a fixed term, the day with which that term ends; or
  - (ii) for a member otherwise employed, the day before the day on which the member will reach prospective normal pension age (assuming that the member lives until that age);

“the member’s deemed period of pensionable service” means the period (expressed in years)—

- (a) beginning with the day the member became an active member of this scheme; and
- (b) ending with the day on which the member became entitled to an ill-health pension under this scheme.]

#### Textual Amendments

**F34** Sch. 2 para. 29A inserted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(8)**

**[<sup>F35</sup>Transition member who made an application for ill-health pension under the PCSPS(NI) on or before 31st March 2022 which is determined after that date**

- 29B.—(1) This paragraph applies in relation to a transition member (“M”)—
- (a) with continuity of service;
  - (b) who before the transition date—
    - (i) had made an application for an ill-health pension under the PCSPS(NI) (their “ill-health pension application”); and
    - (ii) had not reached normal pension age under the PCSPS(NI);
  - (c) whose ill-health pension application is determined on or after the transition date; and
  - (d) who would have been entitled to payment of an ill-health pension under the PCSPS(NI) if their ill-health pension application had been determined on 31st March 2022.
- (2) Where this paragraph applies—
- (a) an ill-health pension and lump sum are not payable under the PCSPS(NI);
  - (b) an ill-health pension is payable under this scheme in accordance with this paragraph;
  - (c) M becomes a deferred member of the PCSPS(NI);
  - (d) M is entitled to payment of a lump sum of the amount which would have been payable to M under the PCSPS(NI).
- (3) Where M was not a member of Section II of the PCSPS(NI) immediately before the transition date and—
- (a) M would have met a payment threshold in the PCSPS(NI) and M meets the equivalent payment threshold in this scheme, the annual rate of ill-health pension payable under this scheme in respect of the payment threshold is the greater of—
    - (i) the rate calculated in accordance with paragraph 29(3) (in respect of the lower tier payment threshold) or, if it applies, (4) (in respect of the upper tier payment threshold); and
    - (ii) the rate which would have been payable to M under the PCSPS(NI) in respect of that payment threshold; or
  - (b) M would have met a payment threshold in the PCSPS(NI) and M does not meet the equivalent payment threshold in this scheme, the annual rate of ill-health pension payable under this scheme in respect of the payment threshold is the rate which would have been payable to M under the PCSPS(NI) in respect of that payment threshold.
- (4) Where M was a member of Section II of the PCSPS(NI) immediately before the transition date, the annual rate of ill-health pension payable under this scheme is—
- (a) where M meets a payment threshold in this scheme, the greater of—
    - (i) the rate calculated in accordance with paragraph 29(3) (in respect of the lower tier payment threshold) or, if it applies, (4) (in respect of the upper tier payment threshold); and
    - (ii) the rate which would have been payable to M under the PCSPS(NI); or
  - (b) where M does not meet a payment threshold in this scheme, the rate which would have been payable to M under the PCSPS(NI).
- (5) If the full retirement account specifies an amount of full retirement added pension of any description, the rate payable is the annual rate of full retirement added pension that would, if the member was entitled to payment of an ill-health pension under the PCSPS(NI), be payable to the member with that pension under the PCSPS(NI).

**Changes to legislation:** There are currently no known outstanding effects for the *The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2.* (See end of Document for details)

(6) Any rate or amount payable under this paragraph which is determined by reference to a rate or an amount that would have been payable under the PCSPS(NI) is subject to the same conditions, and ceases to be payable in the same circumstances, as the rate or amount which would have been payable under the PCSPS(NI) in accordance with the rules of that scheme.

(7) The following provisions of the PCSPS(NI) apply in relation to a transition member with continuity of service who is receiving payment of an ill-health pension in accordance with this paragraph as they apply in relation to such a member who is receiving payment of an ill-health pension in accordance with paragraph 29—

- (a) rule N.9 of Section I;
- (b) rule 18.13 of Section II;
- (c) rule M.9 of Section III.

(8) In this paragraph—

- (a) the question of whether M would have met a payment threshold in the PCSPS(NI) is the question of whether M would have met the lower tier payment threshold or the upper tier payment threshold in the PCSPS(NI) if their ill-health pension application had been determined on 31st March 2022;
- (b) M only meets a payment threshold in this scheme if, in addition to meeting the criteria for that threshold, M would be entitled to payment of an ill-health pension under this scheme (disregarding this paragraph);
- (c) a reference to an amount or a rate which would have been payable to M under the PCSPS(NI) is a reference to the amount or the rate which would have been payable to M under the PCSPS(NI) if their ill health application had been determined on 31st March 2022;
- (d) terms which are defined for the purpose of paragraph 29 have the same meaning as in that paragraph.]

#### Textual Amendments

**F35** Sch. 2 para. 29B inserted (1.4.2022) by *The Public Service (Civil Servants and Others) Pensions (Amendment) (No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/126), regs. 1(2), 6(10)*

#### Transition member who has reached normal pension age under the PCSPS(NI)

30.—(1) This paragraph applies in relation to a transition member with continuity of service who is receiving payment of an ill-health pension in accordance with paragraph 29.

(2) When the member reaches normal pension age under the PCSPS(NI)—

- (a) the benefits payable under paragraph 29 in respect of service in the PCSPS(NI) cease to be payable under this scheme; <sup>F36</sup> ...
- (b) the member becomes entitled under the PCSPS(NI) to the immediate payment of a full retirement earned pension within the meaning of paragraph 29, in accordance with the rules of that scheme<sup>F37</sup>; and
- (c) no lump sum is payable to the member under the PCSPS(NI).]

(3) In calculating the annual rate of full retirement earned pension payable under the PCSPS(NI) for the purposes of sub-paragraph (2)(b), the following are subtracted—

- (a) the commutation amount (if any) <sup>F38</sup>, to the extent that it relates to pension payable under paragraph 29(3)(a)(ii) and 29(4)(a)(iii)]

<sup>F39</sup>(b) .....

(c) an amount equal to any transfer payment made to another scheme before the member reached normal pension age under the PCSPS(NI).

(4) Before the amounts in sub-paragraph (3)(a) and (b) are subtracted they must be increased by the amount by which the annual rate of a pension of that amount would have been increased under the 1971 Act if—

(a) that pension was eligible to be so increased; and

(b) the beginning date for that pension was the date that ill-health pension became payable under this scheme.

**Textual Amendments**

**F36** Word in Sch. 2 para. 30(2)(a) omitted (1.4.2015) by virtue of [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, **2(17)(a)**

**F37** Sch. 2 para. 30(2)(c) inserted and preceding word (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, **2(17)(b)**

**F38** Words in Sch. 2 para. 30(3)(a) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, **2(18)(a)**

**F39** Sch. 2 para. 30(3)(b) omitted (1.4.2015) by virtue of [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\)](#), regs. 1, **2(18)(b)**

**Commencement Information**

**I28** Sch. 2 para. 30 in operation at 18.12.2014, see [reg. 1\(2\)](#)

## PART 6

Payment of death benefits in respect of transition members with continuity of service

### **Annual rate of surviving adult’s pensions payable under this scheme when a transition member dies in service**

31.—(1) This paragraph applies in relation to a transition member with continuity of service—

(a) who dies as an active member of this scheme; and

(b) whose period of service is at least 12 months.

(2) Benefits for surviving spouses, surviving civil partners or other adult dependants are not payable under the PCSPS(NI) in respect of the member.

(3) The annual rate of dependant’s earned pension payable under regulation 107(3)(a) is the sum of—

(a) the amount calculated under regulation 110 including the additional amount under regulation 110(5)(b) for a transition member with continuity of service; and

(b) the amount of annual pension which would have been payable under the PCSPS(NI) to the member’s surviving spouse, surviving civil partner or other adult dependant had those benefits been payable under the PCSPS(NI) in respect of the member.

(4) The amount of pension payable in accordance with sub-paragraph (3) which represents the amount that would have been payable under the PCSPS(NI) is subject to the same conditions, and ceases to be payable in the same circumstances, as the pension to which the member’s

*Changes to legislation: There are currently no known outstanding effects for the The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2. (See end of Document for details)*

surviving spouse, surviving civil partner or other adult dependant would have been entitled under the PCSPS(NI) in accordance with the rules of that scheme.

- (5) In this paragraph, “period of service” means—
- (a) the member’s continuous period of pensionable service under this scheme; and
  - (b) the member’s pensionable service under the PCSPS(NI) before the [<sup>F40</sup>transition date for that member] .

#### Textual Amendments

**F40** Words in Sch. 2 para. 31(5)(b) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\), regs. 1, 2\(11\)](#)

#### Commencement Information

**I29** Sch. 2 para. 31 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Annual rate of eligible child’s pension payable under this scheme when a transition member dies in service

- 32.—(1) This paragraph applies in relation to a transition member with continuity of service—
- (a) who dies as an active member of this scheme; and
  - (b) whose period of service is at least 12 months.
- (2) Benefits for eligible children are not payable under the PCSPS(NI) in respect of the member.
- (3) The annual rate of child’s earned pension payable under regulation 114(4)(a) is the sum of—
- (a) the annual rate of child’s earned pension calculated under regulation 115 (annual rate of eligible child’s pension); and
  - (b) the amount of annual pension which would have been payable under the PCSPS(NI) to any eligible children of the member had those benefits been payable under the PCSPS(NI) in respect of the member.
- (4) The amount of pension payable in accordance with sub-paragraph (3) which represents the amount that would have been payable under the PCSPS(NI) is subject to the same conditions, and ceases to be payable in the same circumstances, as the pension to which the eligible child would have been entitled under the PCSPS(NI) in accordance with the rules of that scheme.
- (5) In this paragraph, “period of service” means—
- (a) the member’s continuous period of pensionable service under this scheme; and
  - (b) the member’s pensionable service under the PCSPS(NI) before the [<sup>F41</sup>transition date for that member] .

#### Textual Amendments

**F41** Words in Sch. 2 para. 32(5)(b) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\), regs. 1, 2\(11\)](#)

#### Commencement Information

**I30** Sch. 2 para. 32 in operation at 18.12.2014, see [reg. 1\(2\)](#)



### Death in service lump sum

33.—(1) This paragraph applies in relation to a transition member with continuity of service who dies in service within the meaning of regulation 130 (death in service).

(2) On the death of the member—

(a) a lump sum death benefit is payable under regulation 130; but

(b) a death in service lump sum death benefit is not payable under the PCSPS(NI)

(3) Where the member was an active member of Section I of the PCSPS(NI) before becoming an active member of this scheme, the member is entitled to an additional payment calculated in accordance with the table.

(4) In the table, “final pay” means the member’s final pay calculated under regulation 128 (meaning of “final pay”).

<i>Member dies in scheme year beginning on</i>	<i>Additional payment</i>
1st April 2015	1 x final pay
1st April 2016	0.9 x final pay
1st April 2017	0.8 x final pay
1st April 2018	0.7 x final pay
1st April 2019	0.6 x final pay
1st April 2020	0.5 x final pay
1st April 2021	0.4 x final pay
1st April 2022	0.3 x final pay
1st April 2023	0.2 x final pay
1st April 2024	0.1 x final pay
1st April 2025 or any subsequent 1st April	0 x final pay

#### Commencement Information

**I31** Sch. 2 para. 33 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Death out of service lump sum

34.—(1) For the purpose of payment of death benefits, a transition member with continuity of service who dies as a deferred member or pensioner member of this scheme dies out of service under this scheme and the PCSPS(NI).

(2) On the death of a deferred member or pensioner member of this scheme—

(a) if regulation 131 (death out of service) applies to the member, a lump sum death benefit is payable under that regulation; and

(b) if the member is a deferred member or pensioner member of the PCSPS(NI) and the conditions for payment of a death out of service lump sum death benefit under the rules of the PCSPS(NI) are met, a death out of service lump sum death benefit is payable under the PCSPS(NI).

**Commencement Information**

**I32** Sch. 2 para. 34 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**PART 7****Transitional provisions relating to the PCSPS(NI)****Pensionable service under the PCSPS(NI)**

35.—(1) This paragraph applies in relation to a transition member with continuity of service (T) who is in pensionable service under this scheme.

(2) The following provisions of the PCSPS(NI) continue to apply after the closing date as if T continued in pensionable service under that scheme—

- (a) the provisions relating to payment of contributions for added pension and added years; and
- (b) if T is a member of Section III of the PCSPS(NI), the provisions in that Section relating to the indexation of pension accounts for an active member.

(3) In determining whether T qualifies under the PCSPS(NI) for retirement benefits (other than an ill-health pension), T's pensionable service under that scheme terminates when T's pensionable service under this scheme terminates.

(4) In determining T's final salary for any purposes of the PCSPS(NI) under Schedule 7 (final salary link) to the Act, pensionable earnings derived from service under this scheme are to be regarded as derived from service under the PCSPS(NI).

**Commencement Information**

**I33** Sch. 2 para. 35 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Ill health retirement certificate not given**

36.—(1) This paragraph applies if a member of the PCSPS(NI) (or the member's employer on behalf of the member)—

- (a) claimed payment of an ill-health pension under that scheme before the member's transition date; and
- (b) the pension does not become payable before the member's transition date.

(2) If the member is not entitled to immediate payment of an ill-health pension under the PCSPS(NI), the member joins this scheme on whichever is the later of—

- (a) the member's transition date; and
- (b) the day after all relevant appeal rights in relation to the scheme medical adviser's decision not to give an ill-health retirement certificate are exhausted.

(3) In this paragraph—

“all relevant appeal rights” includes the member's appeal rights under section 2.04 (<sup>F42</sup>... Retirement on Medical Grounds) of the Northern Ireland Civil Service HR Handbook; and

“ill-health retirement certificate” means a certificate given by the scheme medical adviser under the PCSPS(NI) stating that, in the opinion of the scheme medical adviser, the member

has suffered a permanent breakdown in health involving incapacity for employment or total incapacity for employment.

#### Textual Amendments

**F42** Word in [Sch. 2 para. 36\(3\)](#) omitted (with effect in accordance with of the amending Rule) by virtue of [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(9)**

#### Commencement Information

**I34** Sch. 2 para. 36 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Deferred membership of the PCSPS(NI)

37.—(1) A transition member with continuity of service (T) does not become a deferred member of the PCSPS(NI) unless T becomes a deferred member of this scheme.

(2) If T opts out of this scheme in relation to service in a scheme employment and T has at least 2 years' qualifying service—

- (a) T becomes a deferred member of the PCSPS(NI) in relation to that service; and
- (b) any periodical payments for added pension or added years paid under the PCSPS(NI) cease to be payable.

(3) If T re-enters pensionable service under this scheme after a gap in service not exceeding 5 years, T ceases to be a deferred member of the PCSPS(NI).

(4) After the scheme closing date T is not on a gap in service while T is in service which is pensionable under an existing scheme, an existing public body pension scheme, a scheme under section 1 of the Act or a new public body pension scheme.

#### Commencement Information

**I35** Sch. 2 para. 37 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### Repayment of contributions under the PCSPS(NI)

38. If a transition member with continuity of service (T) opts out of this scheme and T has less than 2 years' qualifying service—

- (a) T must be repaid members' contributions [<sup>F43</sup>paid] under the PCSPS(NI); and
- (b) any periodical payments for added pension or added years [<sup>F44</sup>paid] under the PCSPS(NI) cease to be payable.

#### Textual Amendments

**F43** Word in [Sch. 2 para. 38\(a\)](#) inserted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(10)(a)**

**F44** Word in [Sch. 2 para. 38\(b\)](#) inserted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(10)(b)**

*Changes to legislation: There are currently no known outstanding effects for the The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2. (See end of Document for details)*

**Commencement Information**

**I36** Sch. 2 para. 38 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Qualifying for retirement benefits under the PCSPS(NI)**

39. In determining whether a transition member with continuity of service qualifies for retirement benefits under the PCSPS(NI), the member’s qualifying service includes the total of—

- (a) the member’s qualifying service under the PCSPS(NI); and
- (b) the member’s qualifying service under this scheme.

**Commencement Information**

**I37** Sch. 2 para. 39 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Final salary link not to apply again to a pension in payment**

40. Where any element of a pension under the PCSPS(NI) which is in payment has been calculated by reference to Schedule 7 (final salary link) to the Act, that element of the pension is not recalculated by reference to Schedule 7 in consequence of a subsequent period of pensionable public service (within the meaning of paragraph 3 of Schedule 7 to the Act) unless the further period of pension is aggregated under the rules of the PCSPS(NI) applicable to the member.

**Commencement Information**

**I38** Sch. 2 para. 40 in operation at 18.12.2014, see [reg. 1\(2\)](#)

## PART 8

### Miscellaneous transitional provisions

**Declaration continues to have effect**

41.—(1) This paragraph applies if a transition member with continuity of service has not made a declaration under these Regulations that another adult is the dependant of the member for the purpose of death benefits under this scheme.

(2) An existing declaration has effect as if made under these Regulations until the transition member makes a declaration under these Regulations.

(3) In this paragraph, “existing declaration” means a declaration which—

- (a) was made for the purpose of the PCSPS(NI); and
- (b) as at the closing date, had effect under that scheme.

**Commencement Information**

**I39** Sch. 2 para. 41 in operation at 18.12.2014, see [reg. 1\(2\)](#)

### **Nomination under the PCSPS(NI) continues to have effect**

42.—(1) This paragraph applies if a transition member with continuity of service has not nominated a person under these Regulations to receive a lump sum death benefit under this scheme.

(2) An existing nomination has effect as if made under these Regulations until the transition member makes a nomination under these Regulations.

(3) In this paragraph, “existing nomination” means a nomination which—

- (a) was made for the purpose of the PCSPS(NI); and
- (b) as at the closing date, had effect under that scheme.

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#### **Commencement Information**

**I40** Sch. 2 para. 42 in operation at 18.12.2014, see [reg. 1\(2\)](#)

## **PART 9**

### **Transfer of final salary benefits**

#### **Meaning of “final salary benefit”**

43.—(1) In this Part, “final salary benefit” means benefit accrued under a final salary scheme, subject to sub-paragraph (2).

(2) Where only part of the pension entitlement payable under a final salary scheme to or in respect of a person which is based on the pensionable service of that person is or may be determined by reference to the person’s final salary, “final salary benefit” means the benefit in respect of which the pension entitlement is so determined.

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#### **Commencement Information**

**I41** Sch. 2 para. 43 in operation at 18.12.2014, see [reg. 1\(2\)](#)

#### **Acceptance of club transfer value payments and bulk transfers**

44.—(1) If, in circumstances where regulation 156 applies, the special terms agreed for the acceptance of transfer payments require such part of a transfer value payment as relates to a member’s final salary benefit to be paid into the PCSPS(NI), that part of the transfer value payment must be paid into the PCSPS(NI).

(2) Any part of a club transfer value payment from another scheme that relates to a member’s final salary benefit must be paid into the PCSPS(NI).

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#### **Commencement Information**

**I42** Sch. 2 para. 44 in operation at 18.12.2014, see [reg. 1\(2\)](#)

#### **Member of this scheme or the PCSPS(NI)**

45.—(1) This paragraph applies to a person who transfers final salary benefits into the PCSPS(NI)

**Changes to legislation:** There are currently no known outstanding effects for the *The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2.* (See end of Document for details)

(2) Unless the person is a protected member of the PCSPS(NI), [F45the person’s service which has been transferred into the PCSPS(NI) is taken to be qualifying service for the purposes of this scheme and] the person—

- (a) becomes a member of this scheme; and
- (b) is taken to be a [F46transition] member with continuity of service.

(3) If the person is a protected member of the PCSPS(NI), the scheme manager must determine, by reference to the rules of the PCSPS(NI), which Section of the PCSPS(NI) the person joins.

#### Textual Amendments

- F45** Words in Sch. 2 para. 45(2) inserted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\), regs. 1, 2\(19\)\(a\)](#)
- F46** Word in Sch. 2 para. 45(2)(b) substituted (1.4.2015) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2015 \(S.R. 2015/181\), regs. 1, 2\(19\)\(b\)](#)

#### Commencement Information

- I43** Sch. 2 para. 45 in operation at 18.12.2014, see [reg. 1\(2\)](#)

## PART 10

### Civil Service Compensation Scheme (Northern Ireland)

#### Quarantine

46.—(1) This paragraph applies if—

- (a) a member (P) left service in an employment to which the Civil Service Compensation Scheme (Northern Ireland) applies in circumstances where P received benefits under rule 2.2, 2A.3, 3.1, 3.2a or 7.2 of the Civil Service Compensation Scheme (Northern Ireland) which were enhanced to take account of a period after P left service (“the period of prospective service”);
- (b) P subsequently begins service in a scheme employment; and
- (c) the period beginning with the day after P’s last day of service as referred to in paragraph [F47(a)] and ending with the day before P subsequently begins service as referred to in paragraph (b) is less than the period of prospective service.

(2) During the period of prospective service—

- (a) P does not accrue any earned pension under this scheme; and
- (b) the rules of the PCSPS(NI) apply, with the exception of rules relating to payment of contributions by the employer and the member.

(3) Despite sub-paragraph (2)—

- (a) P is treated as an active member of this scheme during the period of prospective service; and
- (b) the period of prospective service counts as qualifying service.

**Changes to legislation:** There are currently no known outstanding effects for the *The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2*. (See end of Document for details)

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**Textual Amendments**

**F47** Word in [Sch. 2 para. 46\(1\)\(c\)](#) inserted (with effect in accordance with of the amending Rule) by [The Public Service \(Civil Servants and Others\) Pensions \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/67\)](#), regs. 1(2), **58(11)**

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**Commencement Information**

**I44** Sch. 2 para. 46 in operation at 18.12.2014, see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, SCHEDULE 2.