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STATUTORY RULES OF NORTHERN IRELAND

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**2014 No. 290**

The Public Service (Civil Servants and Others)  
Pensions Regulations (Northern Ireland) 2014

PART 6

Retirement benefits

CHAPTER 6

Allocation of part of pension

**Effect of allocation election**

- 89.**—(1) If an allocation election takes effect—
- (a) the member’s pension is reduced accordingly (and this reduction applies even if the beneficiary predeceases the member); and
  - (b) if the beneficiary survives the member, on the member’s death the beneficiary becomes entitled to the payment of a pension for life (“allocated pension”) of an amount determined by the scheme manager, after consultation with the scheme actuary, having regard to—
    - (i) the amount of retirement pension allocated under the election, and
    - (ii) the beneficiary’s age and gender.
- (2) [<sup>F1</sup>The scheme] manager may withhold payment from the beneficiary if—
- (a) the member dies before the end of the period of 2 years beginning with the date on which the election takes effect; and
  - (b) the scheme manager is satisfied that the member made a false declaration about the member’s state of health when making the election.
- (3) An allocation election in relation to a retirement pension has no effect if it would result in an allocated pension being paid—
- (a) on the member becoming entitled to the retirement pension, to a person who is not—
    - (i) the member’s spouse or civil partner;
    - (ii) financially wholly or mainly dependent on [<sup>F2</sup>the member] ; or
    - (iii) financially interdependent with [<sup>F2</sup>the member] ;
  - (b) on the death of the member, to a person who is not—
    - (i) the member’s surviving adult; or
    - (ii) a dependant of the member for the purposes of paragraph 15(2) or (3) of Schedule 28 (registered pension schemes: authorised pensions – supplementary) to the 2004 Act.

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**Textual Amendments**

- F1** Words in [reg. 89\(2\)](#) 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), **28**
- F2** Words in [reg. 89\(3\)\(a\)](#) 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(9)**
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**Commencement Information**

- I1** [Reg. 89](#) in operation at 1.4.2015, see [reg. 1\(3\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Public Service (Civil Servants and Others) Pensions Regulations (Northern Ireland) 2014, Section 89.