

SCHEDULE 4

Transitional provisions

PART 2

Exceptions for full protection members of the 1987 scheme

Meaning of “full protection member” (the 1987 scheme)

9.—(1) A person (P) to whom paragraph 11 applies is a full protection member of the 1987 scheme.

(2) P ceases to be a full protection member of the 1987 scheme when P ceases to be in pensionable service under that scheme.

Exception for full protection member during protection period

10.—(1) The protection period for a full protection member of the 1987 scheme—

- (a) begins on the day after the scheme closing date; and
- (b) ends when P ceases to be a full protection member of the 1987 scheme.

(2) In respect of the protection period—

- (a) P is in pensionable service under the 1987 scheme;
- (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 1987 scheme to or in respect of P in relation to that pensionable service.

Active member of the 1987 scheme on scheme closing date

11.—(1) This paragraph applies if any of the following sub-paragraphs applies.

(2) This sub-paragraph applies if—

- (a) P was an active member of the 1987 scheme on the scheme closing date and on 31st March 2012; and
- (b) on 1st April 2012, P had reached 45.

(3) This sub-paragraph applies if—

- (a) P was an active member of the 1987 scheme on the scheme closing date and on 31st March 2012;
- (b) on 1st April 2012—
 - (i) P had reached 38; and
 - (ii) P had at least 20 years’ pensionable service under the 1987 scheme.

(4) This sub-paragraph applies if—

- (a) on 31st March 2012, P was an active member of the 1988 NI police pension scheme;
- (b) on the scheme closing date, P was an active member of the 1987 scheme;
- (c) P did not have a gap in pensionable service between ceasing pensionable service under the 1988 NI police pension scheme and beginning pensionable service under the 1987 scheme; and

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- (d) P would have been a full protection member of the 1988 NI police pension scheme had P remained in pensionable service under that scheme.