
DRAFT STATUTORY RULES OF NORTHERN IRELAND

2015 No.

The Judicial Pensions Regulations (Northern Ireland) 2015

PART 8

Death benefits

CHAPTER 4

Payment of lump sum death benefits

Payment of pension instead of lump sum for members who have reached the age of 75

- 118.**—(1) This regulation applies if a member dies—
- (a) after reaching the age of 75, and
 - (b) before the fifth anniversary of the date on which a pension became payable to the member.
- (2) The scheme manager may pay the pension to—
- (a) the person or persons nominated by the member under regulation 112 (“the nominees”);
 - (b) the member’s personal representatives; or
 - (c) both the nominees and the member’s personal representatives.
- (3) The scheme manager is to pay the pension in the proportions the scheme manager considers appropriate if—
- (a) the scheme manager decides to pay all or part of the pension to the nominees and more than one individual has been nominated; or
 - (b) the scheme manager decides to pay the pension to both the nominees and the personal representatives.
- (4) A pension payable under this regulation—
- (a) is payable for the pension protection period; and
 - (b) must be equal to the sum of—
 - (i) the pension that would have been payable to the member had the member lived until the end of the pension protection period; and
 - (ii) any increases in the annual rate of that pension under the 1971 Act during that period.
- (5) In this rule “the pension protection period” means the period from the date of the member’s death until the fifth anniversary of the date on which the member’s pension became payable.