

PROSPECTIVE

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision in relation to pensions payable to police officers in the Police Service of Northern Ireland and to others, including surviving spouses or civil partners and children, in respect of deceased, serving or retired officers. The Regulations revoke and replace the Police Pension (Northern Ireland) Regulations 2007 ([S.R. 2007 No. 476](#)).

The Regulations have effect from 6th April 2006 (the commencement date), apart from regulations 10(2)(c) and 74(9) which have effect from 31st December 2007. Retrospective effect is permitted by Articles 14 and 15 of the Superannuation (Northern Ireland) Order 1972(**1**). The Regulations apply to police officers who first became such on or after the commencement date (regulation 4(1)). They also apply to certain officers who first became such before the commencement date and rejoin the police service on or after that date following a break in service (regulation 4(2)), subject to modifications in Schedule 2. They also apply to officers who remain in service as at the commencement date but who elect or had elected not to pay pension contributions; they may elect to pay contributions under these Regulations (regulation 4(3) and (4)). The RUC Pensions Regulations 1988 (“the 1988 Regulations”) continue to have effect in relation to other police officers who first became such before the commencement date. Officers who remain in service as at the commencement date and are paying pension contributions under the 1988 Regulations may elect for these Regulations to apply instead and for earlier pensionable service to count towards pension awards under these Regulations (regulation 4(6) to (9)). Regulation 4(8) also enables other categories of serving officers who first became such before the commencement date, and who are entitled to accrued benefits under the 1988 Regulations, to make a transfer election so that earlier pensionable service will instead count towards pension awards under these Regulations. Schedule 3 makes provision for transfer elections and related matters.

Part 2 of the Regulations further requires pension contributions to be paid by police officers (regulation 5) subject to an election not to do so (regulation 7). That Part also provides for the reckoning of pensionable service, and governs the time of voluntary or compulsory retirement. The minimum age for voluntary retirement is 55 years. Part 3 is concerned with the calculation of pensionable pay and aggregate pension contributions for the purposes of awards.

Part 4 makes provision for the pension awards which may be payable to police officers or in respect of deceased officers, and for the circumstances in which awards may be reviewed, withdrawn or forfeited. Part 5 enables officers to purchase increased benefits or “added years”. Part 6 applies to cases where there is a pension sharing order under the Welfare Reform and Pensions (1999 Order) (Commencement No. 9) Order (Northern Ireland) 2001 or the Civil Partnership Act 2004 (commencement No. 3) (Northern Ireland) Order 2005. Part 7 contains provision for the determination of medical questions related to eligibility for awards.

(1) Article 15(c), (d) and (e) was amended by paragraph 6 of Schedule 4 of the Police (Northern Ireland) Act 1998 (“the 1998 Act”)

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to THE POLICE PENSION (NORTHERN IRELAND) REGULATIONS 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Part 8 contains financial provisions including provisions on transfer values. Part 9 makes provision for special cases: servicemen, transfers of police officers and members of the Police Service Northern Ireland Reserve (Full-Time).

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Changes and effects yet to be applied to :

- Sch. 1 coming into force by S.R. 2009/79 reg. 1(2)
- Sch. 1 inserted by [S.R. 2013/36](#) Sch. para. 8
- Sch. 1 word omitted by [S.R. 2010/348](#) Sch. 1 para. 40(6)
- Sch. 1 words inserted by [S.R. 2010/348](#) Sch. 1 para. 40(2)
- Sch. 1 words inserted by [S.R. 2010/348](#) Sch. 1 para. 40(3)
- Sch. 1 words inserted by [S.R. 2010/348](#) Sch. 1 para. 40(4)
- Sch. 1 words inserted by [S.R. 2010/348](#) Sch. 1 para. 40(5)
- Sch. 1 words inserted by [S.R. 2010/348](#) Sch. 1 para. 40(6)
- Sch. 1 words inserted by [S.R. 2010/348](#) Sch. 1 para. 40(7)
- Sch. 1 words inserted by [S.I. 2013/2318](#) Sch. para. 110(4)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(2)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(3)(c)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(5)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(6)(c)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(7)(b)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(8)(b)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(9)(c)
- Sch. 1 words omitted by [S.I. 2013/2318](#) Sch. para. 110(10)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(3)(a)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(3)(b)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(6)(a)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(6)(b)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(7)(a)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(8)(a)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(9)(a)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(9)(b)
- Sch. 1 words substituted by [S.I. 2013/2318](#) Sch. para. 110(11)
- Sch. 2 para. 1 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 2 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 3 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 4 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 5 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 6 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 7 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 8 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 9 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 10 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 11 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 12 coming into force by [S.R. 2009/79](#) reg. 1(2)
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- Sch. 2 para. 14 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 2 para. 9 words substituted by [S.R. 2010/348](#) Sch. 2 para. 3(2)
- Sch. 2 para. 9 words substituted by [S.R. 2010/348](#) Sch. 2 para. 3(3)(a)
- Sch. 2 para. 9 words substituted by [S.R. 2010/348](#) Sch. 2 para. 3(3)(b)
- Sch. 2 para. 9 words substituted by [S.R. 2010/348](#) Sch. 2 para. 3(3)(c)
- Sch. 3 para. 1 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 3 para. 2 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 3 para. 3 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 3 para. 4 coming into force by [S.R. 2009/79](#) reg. 1(2)
- Sch. 3 para. 5 coming into force by [S.R. 2009/79](#) reg. 1(2)

- Sch. 3 para. 6 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- Sch. 3 para. 7 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
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- Sch. 5 para. 2 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
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- Sch. 5 para. 13 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- Sch. 5 para. 14 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- Sch. 5 para. 15 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- Regulations applied with modifications by reg. 91A and Sch. 4 as inserted by [S.R. 2013/36 Sch. para. 79](#)

Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Sch. 2 para. 9(g) Sch. 2 para. 9(e) renumbered as Sch. 2 para. 9(g) by [S.R. 2010/348 Sch. 2 para. 3\(3\)](#)
- Sch. 3 para. 19 inserted by [S.R. 2010/348 Sch. 2 para. 4](#)
- Sch. 4A inserted by [S.R. 2013/36 Sch. para. 9](#)
- reg. 1 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 2 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 2(2) words substituted by [S.I. 2013/2318 Sch. para. 101\(2\)](#)
- reg. 2(4) word substituted by [S.I. 2013/2318 Sch. para. 101\(3\)\(b\)](#)
- reg. 2(4) word substituted by [S.I. 2013/2318 Sch. para. 101\(3\)\(c\)](#)
- reg. 2(4) words substituted by [S.I. 2013/2318 Sch. para. 101\(3\)\(a\)](#)
- reg. 2(5)(6) inserted by [S.R. 2010/348 Sch. 1 para. 31](#)
- reg. 2(5)(6) omitted by [S.I. 2013/2318 Sch. para. 101\(4\)](#)
- reg. 3 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 4 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 4(2)(b) words inserted by [S.R. 2010/348 Sch. 2 para. 2](#)
- reg. 4(4)(b) word omitted by [S.R. 2013/36 Sch. para. 1\(a\)](#)
- reg. 4(4)(c) word inserted by [S.R. 2013/36 Sch. para. 1\(b\)](#)
- reg. 4(4)(d) inserted by [S.R. 2013/36 Sch. para. 1\(c\)](#)
- reg. 5 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 5 substituted by [S.R. 2012/64 reg. 3](#)

- reg. 5 substituted by [S.R. 2013/35](#) reg. 3
- reg. 5 substituted by [S.R. 2014/19](#) reg. 3
- reg. 6 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 6(1)(c) inserted by [S.R. 2013/36](#) Sch. para. 2
- reg. 7 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 7(3A)-(3B) inserted by [S.R. 2013/36](#) Sch. para. 3(a)
- reg. 7(5) words inserted by [S.R. 2013/36](#) Sch. para. 3(b)
- reg. 7(6)-(7) substituted for reg. 7(6)-(9) by [S.R. 2013/36](#) Sch. para. 3(c)
- reg. 8 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 9 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 10(1)reg. 10(2)(a)(b)(3)-(9) coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 10(2)(c) coming into force by [S.R. 2009/79](#) reg. 1(3)(a)
- reg. 11 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 12 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 13 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 14 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 14(1)(c) word omitted by [S.R. 2010/348](#) Sch. 1 para. 32(2)
- reg. 14(1)(d) substituted by [S.I. 2013/2318](#) Sch. para. 102(a)
- reg. 14(1)(e) and word inserted by [S.R. 2010/348](#) Sch. 1 para. 32(3)
- reg. 14(1)(e) omitted by [S.I. 2013/2318](#) Sch. para. 102(b)
- reg. 15 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 15(3) words substituted by [S.R. 2010/348](#) Sch. 1 para. 33(2)
- reg. 15(3) words substituted by [S.I. 2013/2318](#) Sch. para. 103(2)(a)
- reg. 15(3) words substituted by [S.I. 2013/2318](#) Sch. para. 103(2)(b)
- reg. 15(3A) inserted by [S.R. 2010/348](#) Sch. 1 para. 33(3)
- reg. 15(3A) omitted by [S.I. 2013/2318](#) Sch. para. 103(3)
- reg. 15(6) words inserted by [S.R. 2010/348](#) Sch. 1 para. 33(4)
- reg. 15(6) words omitted by [S.I. 2013/2318](#) Sch. para. 103(4)(b)
- reg. 15(6) words substituted by [S.I. 2013/2318](#) Sch. para. 103(4)(a)
- reg. 16 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 16(4) words inserted by [S.R. 2010/348](#) Sch. 1 para. 34
- reg. 16(4) words omitted by [S.I. 2013/2318](#) Sch. para. 104(b)
- reg. 16(4) words substituted by [S.I. 2013/2318](#) Sch. para. 104(a)
- reg. 17 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 17(3) words inserted by [S.R. 2010/348](#) Sch. 1 para. 35
- reg. 17(3) words omitted by [S.I. 2013/2318](#) Sch. para. 105(b)
- reg. 17(3) words substituted by [S.I. 2013/2318](#) Sch. para. 105(a)
- reg. 18 coming into force by [S.R. 2009/79](#) reg. 1(2)
- reg. 18(2) words substituted by [S.R. 2013/36](#) Sch. para. 4
- reg. 19 coming into force by [S.R. 2009/79](#) reg. 1(2)
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- reg. 20 words inserted by [S.R. 2010/348](#) Sch. 1 para. 36
- reg. 20 words omitted by [S.I. 2013/2318](#) Sch. para. 106(b)
- reg. 20 words substituted by [S.I. 2013/2318](#) Sch. para. 106(a)
- reg. 21 coming into force by [S.R. 2009/79](#) reg. 1(2)
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- reg. 23 coming into force by [S.R. 2009/79](#) reg. 1(2)
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- reg. 28 coming into force by [S.R. 2009/79](#) reg. 1(2)
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- reg. 35 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 36 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 37 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 37(2) words substituted by S.R. 2019/54 reg. 3(1)(a)
- reg. 37(2)(a) words omitted by S.R. 2019/54 reg. 3(1)(d)
- reg. 37(2)(a) words substituted by S.R. 2019/54 reg. 3(1)(b)
- reg. 37(2)(a)(iv) omitted by S.R. 2019/54 reg. 3(1)(c)
- reg. 37(4) omitted by S.R. 2019/54 reg. 3(2)
- reg. 38 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 39 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 39(9) words substituted by S.R. 2016/236 reg. 55 (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- reg. 40 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 40(9) substituted by S.R. 2013/36 Sch. para. 5
- reg. 41 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 42 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 43 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 43(4)(c) words inserted by S.R. 2019/54 reg. 4(1)
- reg. 43(4A)-(4C) inserted by S.R. 2019/54 reg. 4(2)
- reg. 44 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 45 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 46 coming into force by S.R. 2009/79 reg. 1(2)
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- reg. 48(17) words inserted by S.R. 2010/348 Sch. 1 para. 37
- reg. 48(17) words omitted by S.I. 2013/2318 Sch. para. 107(b)
- reg. 48(17) words substituted by S.I. 2013/2318 Sch. para. 107(a)
- reg. 49 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 49(1) words substituted by S.R. 2010/348 Sch. 1 para. 38(2)
- reg. 49(4) inserted by S.R. 2010/348 Sch. 1 para. 38(3)
- reg. 49(4) omitted by S.I. 2013/2318 Sch. para. 108
- reg. 50 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 51 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 52 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 52(2)(b) substituted by S.R. 2024/38 reg. 45(2)
- reg. 52(3) words substituted by S.R. 2024/38 reg. 45(3)
- reg. 52(3)(b) words inserted by S.I. 2023/1267 Sch. para. 28
- reg. 52(3A) inserted by S.R. 2024/38 reg. 45(4)
- reg. 52(4A) inserted by S.R. 2024/38 reg. 45(5)
- reg. 52(8) inserted by S.R. 2024/38 reg. 45(6)
- reg. 53 coming into force by S.R. 2009/79 reg. 1(2)
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- reg. 66 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 67 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 68 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 69 coming into force by S.R. 2009/79 reg. 1(2)

- reg. 69(4)(a) words substituted by [S.R. 2013/36 Sch. para. 6](#)
- reg. 70 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 71 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 72 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 72(c)(d) inserted by [S.R. 2010/348 Sch. 1 para. 39\(3\)](#)
- reg. 72(c) word substituted by [S.I. 2013/2318 Sch. para. 109\(4\)\(a\)\(ii\)](#)
- reg. 72(c) words substituted by [S.I. 2013/2318 Sch. para. 109\(4\)\(a\)\(i\)](#)
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- reg. 72(c)(ii) word substituted by [S.I. 2013/2318 Sch. para. 109\(4\)\(c\)\(ii\)](#)
- reg. 72(c)(ii) words substituted by [S.I. 2013/2318 Sch. para. 109\(4\)\(c\)\(i\)](#)
- reg. 72(d) omitted by [S.I. 2013/2318 Sch. para. 109\(5\)](#)
- reg. 72(aa)(ab) inserted by [S.R. 2010/348 Sch. 1 para. 39\(2\)](#)
- reg. 72(aa) word substituted by [S.I. 2013/2318 Sch. para. 109\(2\)\(a\)\(ii\)](#)
- reg. 72(aa) words substituted by [S.I. 2013/2318 Sch. para. 109\(2\)\(a\)\(i\)](#)
- reg. 72(aa)(i) word substituted by [S.I. 2013/2318 Sch. para. 109\(2\)\(b\)](#)
- reg. 72(aa)(ii) word substituted by [S.I. 2013/2318 Sch. para. 109\(2\)\(c\)\(ii\)](#)
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- reg. 72(ab) omitted by [S.I. 2013/2318 Sch. para. 109\(3\)](#)
- reg. 73 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 74(1)-(8)(10) coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
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- reg. 75 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
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- reg. 90 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 91 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 91A inserted by [S.R. 2013/36 Sch. para. 7](#)
- reg. 92 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)