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STATUTORY RULES OF NORTHERN IRELAND

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**2010 No. 22**

The Health and Personal Social Services (Superannuation Scheme, Compensation for Premature Retirement and Additional Voluntary Contributions), and Health and Social Care (Pension Scheme) (Amendment) Regulations (Northern Ireland) 2010

PART 3

AMENDMENT OF THE HEALTH AND SOCIAL CARE (PENSION SCHEME) REGULATIONS (NORTHERN IRELAND) 2008

**Amendment of regulation 211**

**86.**—(1) Regulation 211 (Amount of lump sum; dual capacity members (disregarding regulation 180 employments)) is amended as provided by paragraphs (2) and (3).

(2) At the end of paragraph (2), insert (as full out words) “This is subject to paragraph (4).”.

(3) After paragraph (3), add—

“(4) In the case of a 2008 Section Optant—

- (a) the reference to the annual rate of pension in paragraph (2)(b)(i) is to the annual rate of pension after it has been reduced to take account of the lump sum paid to the Optant under regulation 260K; and
- (b) the amount of the Optant’s uprated earnings for the purposes of paragraph (2)(b)(ii) shall be reduced by the aggregate of—
  - (i) the amount of the lump sum paid to the Optant under regulation 260K, and
  - (ii) the lump sum under regulation 185 referred to in paragraph (2)(b)(ii).”.