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STATUTORY RULES OF NORTHERN IRELAND

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**2015 No. 113**

**The Police Pensions Regulations (Northern Ireland) 2015**

**PART 6**

Retirement on grounds of permanent medical unfitness

CHAPTER 1

General

**Permanent medical unfitness**

**73.**—(1) In these Regulations, a reference to a member of the police service who falls within regulation 4(1)(a),(b) or (c) (“the member”) being permanently medically unfit is taken to be a reference to—

- (a) the member being medically unfit at the time the selected medical practitioner decides the question; and
- (b) that medical unfitness being at that time likely to be permanent.

(2) For the purpose of deciding whether or not the member's medical unfitness is likely to be permanent, the member is taken to receive normal appropriate medical treatment.

(3) In this regulation, “appropriate medical treatment” does not include medical treatment that the police pension authority acting in exercise of its functions as scheme manager decides is reasonable for the member to refuse.

(4) In respect of a member who falls within regulation 4(1)(b) “appropriate medical treatment” does not include medical treatment that the Chief Constable decides is reasonable for the member to refuse.

(5) The member may appeal under regulation 206 (appeals to the Department) against a decision of the police pension authority as to whether a refusal to accept medical treatment is reasonable.

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**Modifications etc. (not altering text)**

**C1** Reg. 73(2)-(4) applied (1.10.2023) by [The Police Pensions \(Remediable Service\) Regulations \(Northern Ireland\) 2023 \(S.R. 2023/122\)](#), regs. 1(b), **51(5)(b)(i)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Police Pensions Regulations (Northern Ireland) 2015, Section 73.