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STATUTORY RULES OF NORTHERN IRELAND

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**2015 No. 120**

**The Health and Social Care Pension Scheme  
Regulations (Northern Ireland) 2015**

**PART 5**

Member's benefits

CHAPTER 4

Partial retirement

**Effect of election**

**84.**—(1) This regulation applies if a member (M) makes an election under regulation 83.

(2) M is entitled—

- (a) if M has reached normal pension age, to immediate payment of the specified percentage of the pension to which M would be entitled by virtue of regulation 72(1) if M had ceased to be employed in one or more employments on election day;
- (b) if M has not reached normal pension age, to immediate payment of the specified percentage of the pension to which M would be entitled by virtue of regulation 78 if M had ceased to be employed in one or more employments on election day; and
- (c) if the election specifies that M claims immediate payment of additional pension, to the additional pension subject—
  - (i) where sub-paragraph (a) applies, to an increase of the same amount as would be made in that pension pursuant to paragraph 2 of Schedule 11 if M had ceased to be employed on the election day; and
  - (ii) where sub-paragraph (b) applies, to a reduction of the same amount as would have been made in that pension pursuant to regulation 78 if M had so ceased to be employed.

(3) For the purposes of this Part—

- (a) M is a pensioner member as respects—
  - (i) the pension to which M is immediately entitled as a result of making the election; and
  - (ii) the specified percentage of the pensionable service that pension represents, as respects which M is an active member on the election day;
- (b) if M continues in pensionable service after the election day, M is an active member as respects—
  - (i) the pensionable service after that day in which M continues; and
  - (ii) so much of the pensionable service as respects which M is an active member as is not within sub-paragraph (a) (the unspecified service); and

- (c) if M does not continue in pensionable service after the election day, M is a deferred member as respects the unspecified service.

**Changes to legislation:**

There are currently no known outstanding effects for the The Health and Social Care Pension Scheme Regulations (Northern Ireland) 2015, Section 84.