
STATUTORY RULES OF NORTHERN IRELAND

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.