
STATUTORY RULES OF NORTHERN IRELAND

2015 No. 122

The Health and Social Care Pension Scheme (Transitional and Consequential Provisions) Regulations (Northern Ireland) 2015

PART 2

Transitional provisions

CHAPTER 5

Additional contributions

Existing additional pension contracts

- 23.**—(1) This regulation applies to a member of the new scheme who—
- (a) on the member’s last day of pensionable service in the old scheme was paying for additional pension by additional periodical contributions pursuant to regulation—
 - (i) 73A of the 1995 Regulations; or
 - (ii) 34 or 165 of the 2008 Regulations;
 - (b) does not have a break between the last day of pensionable service in the old scheme and the first day of pensionable service in the new scheme lasting for 12 months or more.
- (2) Where this regulation applies, the provisions of—
- (a) the relevant regulations continue to apply to the member as though the member continues in pensionable service under the old scheme until the earliest of—
 - (i) the end of the contribution option period (as defined in the old scheme);
 - (ii) if the member has a break in pensionable service under the new scheme lasting for 12 months or more, the last day of pensionable service that preceded that break;
 - (iii) the day preceding the day on which the member stops paying additional periodical contributions; or
 - (iv) retirement from pensionable employment under the new scheme; and
 - (b) regulation—
 - (i) 73I of the 1995 Regulations, or
 - (ii) 42 or 173 of the 2008 Regulations,continues to apply if the member who is paying for additional pension by additional periodical contributions stops paying before the end of the contribution option period.
- (3) In paragraph (2), “relevant regulations” means—
- (a) in the case of a member whose old scheme service was in the 1995 Section, regulations 73A to 73H and 73J of the 1995 Regulations; and
 - (b) in the case of a member whose old scheme service was in the 2008 Section—

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Health and Social Care Pension Scheme (Transitional and Consequential Provisions) Regulations (Northern Ireland) 2015. 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](#)

- (i) regulations 34 to 41 and 43 to 44; or
 - (ii) regulations 165 to 172 and 174 to 175,
- of the 2008 Regulations.

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Modifications etc. (not altering text)

- C1** [Reg. 23\(3\)](#) applied (1.10.2023 for specified purposes) by [The Health and Social Care Pension Schemes \(Remediable Service\) Regulations \(Northern Ireland\) 2023 \(S.R. 2023/132\)](#), regs. 1, **16(2)**
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Commencement Information

- I1** [Reg. 23](#) in operation at 1.4.2015, see [reg. 1\(1\)](#)

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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):

- reg. 10A(1)(a) words inserted by [S.R. 2024/50 reg. 32](#)
- reg. 17A and cross heading inserted by [S.R. 2024/50 reg. 36](#)
- reg. 35A and cross heading inserted by [S.R. 2024/50 reg. 39\(1\)](#)
- reg. 35A(2)(a) words inserted by [S.R. 2024/117 reg. 30\(2\)\(a\)](#)
- reg. 35A(2)(aa) inserted by [S.R. 2024/117 reg. 30\(2\)\(b\)](#)
- reg. 35A(3A) inserted by [S.R. 2024/117 reg. 30\(3\)](#)
- reg. 38(1A) inserted by [S.R. 2024/50 reg. 40\(3\)](#)