STATUTORY RULES OF NORTHERN IRELAND

2023 No. 107

PUBLIC SERVICE PENSIONS

The Judicial Pensions (Remediable Service etc.) Regulations (Northern Ireland) 2023

Made---28th June 2023Coming into operation-24th July 2023

THE JUDICIAL PENSIONS (REMEDIABLE SERVICE ETC.) REGULATIONS (NORTHERN IRELAND) 2023

PART 1

Preliminary

- 1. Citation and commencement
- 2. Interpretation
- 3. Scheme manager
- 4. Delegation
- 5. Right of appeal

PART 2

Provision about special cases where a member has remediable service

CHAPTER 1

Application of Part

6. Application of Part

CHAPTER 2

Member options

- 7. Compensation for special payments to buy out early payment reduction
- 8. Compensation for payments for added pension
- 9. Transfers out of the 2015 scheme

Partial retirement

- 10. Partial retirement notice
- 11. Corrections for pension benefits and lump sum benefits on partial retirement

CHAPTER 4

Annual allowance tax charges

12. Payment of annual allowance tax charges and provision of information

PART 3

Provision where an immediate detriment remedy has been obtained

CHAPTER 1

Application and Interpretation

- 13. Application of Part
- 14. Interpretation of Part

CHAPTER 2

Information statements

15. Information statements

CHAPTER 3

Partnership pension account where an immediate detriment remedy has been obtained

16. Partnership pension account: requirement to transfer and surrender rights

CHAPTER 4

Benefits for children where an immediate detriment remedy has been obtained

17. Benefits for children

CHAPTER 5

Partial retirement where an immediate detriment remedy has been obtained

18. Partial retirement notice

Benefits and contributions previously paid or payable

- 19. Effect of immediate detriment remedy on benefits previously paid or payable
- 20. Effect of immediate detriment remedy on pension contributions previously paid or payable

CHAPTER 7

Corrections for benefits and contributions where an immediate detriment remedy has been obtained

- 21. Pension benefits and lump sum benefits
- 22. Pension contributions

CHAPTER 8

Compensation for voluntary payments where an immediate detriment remedy has been obtained

- 23. Compensation for special payments to buy out early payment reduction
- 24. Compensation for payments for added pension
- 25. Compensation for effective pension age payments

CHAPTER 9

Transitional protection allowance where an immediate detriment remedy has been obtained

26. Transitional protection allowance

CHAPTER 10

Compensation for compensatable losses where an immediate detriment remedy has been obtained

27. Power to pay compensation in respect of compensatable losses

CHAPTER 11

Unauthorised payments where an immediate detriment remedy has been obtained

28. Scheme rules that prohibit unauthorised payments

PART 4

Provision in relation to certain fee-paid judges

CHAPTER 1

Application and Interpretation

- 29. Application of Part
- 30. Interpretation of Part

Information statements

31. Information statements

CHAPTER 3

Partnership pension account where a person has relevant service

32. Partnership pension account: requirement to transfer and surrender rights.

CHAPTER 4

Benefits for children

33. Benefits for children

CHAPTER 5

Partial retirement

34. Partial retirement notice

CHAPTER 6

Benefits and contributions previously paid or payable

- 35. Benefits previously paid or payable
- 36. Pension contributions previously paid or payable

CHAPTER 7

Corrections for pension benefits and contributions

- 37. Pension benefits and lump sum benefits
- 38. Pension contributions

CHAPTER 8

Compensation for voluntary payments

- 39. Compensation for special payments to buy out early payment reduction
- 40. Compensation for payments for added pension
- 41. Compensation for effective pension age payments
- 42. Transfers out of the 2015 scheme

Transitional protection allowance

43. Transitional protection allowance

CHAPTER 10

Compensation for compensatable losses

44. Power to pay compensation in respect of compensatable losses

CHAPTER 11

Unauthorised payments

45. Scheme rules that prohibit unauthorised payments

PART 5

Pension Credit Members

CHAPTER 1

Preliminary

- 46. Application of Part
- 47. Interpretation of Part

CHAPTER 2

Provision where all remediable or relevant service was in the 2015 scheme

- 48. Application of Chapter
- 49. Adjustments for pension credit members
- 50. Adjustments for pension debit members where a legacy scheme election is made

CHAPTER 3

Provision where all remediable service subject to a relevant pension sharing order was in a judicial legacy scheme

- 51. Application of Chapter
- 52. Adjustments for pension credit members
- 53. Adjustments for pension debit members where a 2015 scheme election is made

CHAPTER 4

Provision where the relevant pension sharing order is in respect of mixed service

- 54. Application of Chapter
- 55. Interpretation of Chapter

- 56. Adjustments for pension credit members where there is mixed service
- 57. Adjustments for pension debit members

Correction of pension benefits and lump sum benefits

- 58. Correction of pension benefits and lump sum benefits where underpayment
- 59. Correction of pension benefits and lump sum benefits where overpayment

PART 6

Liabilities and amounts owed

CHAPTER 1

Interest

60. Interest

CHAPTER 2

Reduction or waiver of liabilities owed to a judicial scheme

- 61. Application of Chapter
- 62. Reduction of liability to pay pension contributions by tax relief amounts
- 63. Reduction or waiver of liability to repay overpaid pension benefits

CHAPTER 3

Netting off

64. Netting off

CHAPTER 4

Amounts owed to a judicial scheme or employer or to a person

- 65. Application
- 66. Amounts owed to a judicial scheme
- 67. Amounts owed to a person's employer
- 68. Amounts owed to a person

PART 7

Miscellaneous amendments

69. Miscellaneous amendments Signature

SCHEDULE Miscellaneous amendments

- 1. Amendment of the Judicial Pensions Regulations (Northern Ireland) 2015
- 2. In regulation 2 (interpretation)— (a) after the opening words insert —...
- 3. After regulation 38 (receipt of transfer value payment) insert— Accrued...
- 4. In regulation 52(5) (establishment of pension credit member's account)—
- 5. After regulation 126(1) (payment of member contributions) insert—
- 6. In Schedule 1, after paragraph 23 insert— CHAPTER 5 Deemed... Explanatory Note