
SCOTTISH STATUTORY INSTRUMENTS

2023 No. 241

The Teachers' Pensions (Remediable Service) (Scotland) Regulations 2023

PART 2

Remediable service statements

Requirements relating to remediable service statements

4.—(1) The scheme manager must provide a remediable service statement in respect of each remedy member (“M”) in accordance with—

- (a) section 29 of PSPJOA 2022,
- (b) any Treasury directions made under section 29(6) of that Act, and
- (c) this regulation.

(2) A remediable service statement must be provided in respect of M—

- (a) before the relevant date⁽¹⁾,
- (b) where M is, in relation to their remediable teacher service, for the time being—
 - (i) an active member, at least once in each year ending with the anniversary of the relevant date,
 - (ii) a deferred member, within three months of receipt of a written request by the member⁽²⁾, and
- (c) where M is a deferred choice member, as soon as is reasonably practicable following receipt of notification—
 - (i) that M intends to claim benefits in relation to their remediable teacher service, or
 - (ii) that M has died.

(3) The remediable service statement must be provided—

- (a) to M, or
- (b) where—
 - (i) M is deceased and,
 - (ii) the eligible decision-maker is a person other than the scheme manager,to the person who is for the time being the eligible decision-maker in relation to M's remediable teacher service under the schedule.

(4) The remediable service statement must include—

⁽¹⁾ See section 29(10) of PSPJOA 2022 for the meaning of “the relevant date”.

⁽²⁾ In accordance with section 29(9) of PSPJOA 2022, only one request under regulation 39(3)(b)(ii) may be made during any period of 12 months.

- (a) where the scheme manager has determined that any information to be provided in connection with M's remediable service must be communicated in a particular form and manner, information about that form and manner,
 - (b) where M is an immediate choice member, information about the irrevocability of an immediate choice decision,
 - (c) where M is a deferred choice member, information about the circumstances in which a deferred choice decision is revocable, and the circumstances in which it is irrevocable.
- (5) For further provision about—
- (a) what a remediable service statement must include, see—
 - (i) section 29(5) of PSPJOA 2022,
 - (ii) direction 20(1) of the PSP Directions 2022.
 - (b) when a remediable service statement must be combined with a benefit information statement provided under section 14 of the Public Service Pensions Act 2013, see direction 20(2) of the PSP Directions 2022.