
SCOTTISH STATUTORY INSTRUMENTS

2023 No. 242

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

PART 6

Transfers

CHAPTER 2

Transfers on a cash equivalent basis

SECTION 2

Transfers on or after 1 October 2023

Application of Section 2

- 35.** This Section applies in respect of a member (“M”) who is—
- (a) a deferred choice member, and no pension benefits have become payable in relation to M’s remediable service as a firefighter, or
 - (b) an immediate choice member, and—
 - (i) the end of the section 6 election period has not passed in relation to M, and
 - (ii) no immediate choice decision has been made in relation to M’s remediable service as a firefighter.

Transfers out on or after 1 October 2023

36.—(1) This regulation applies to a remediable transfer value payment to be made in relation to M by the scheme manager on or after 1 October 2023.

(2) The scheme manager, having consulted the scheme actuary, must calculate the transfer value of M’s remediable rights as if those rights had been in—

- (a) M’s legacy scheme;
- (b) the reformed scheme.

(3) The amount of the remediable transfer value is the greater of the amounts calculated under paragraph (2).

Transfers in from a public service pension scheme on or after 1 October 2023

37.—(1) This regulation applies in relation to a remediable transfer value payment—

- (a) which is accepted by the scheme manager on or after 1 October 2023; and
- (b) where the sending scheme is a public service pension scheme.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (2) The scheme manager, having consulted the scheme actuary, must determine—
 - (a) M's overall rights in relation to the remediable transfer value in the legacy scheme;
 - (b) M's benefits if the remediable transfer value were applied in respect of rights in the reformed scheme.