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*Changes to legislation: There are currently no known outstanding effects for the Judicial Pensions Act 1981, Cross Heading: The Higher Judiciary. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 2

#### TRANSITORY PROVISIONS

##### PART I

###### *The Higher Judiciary*

- 1 (1) In the <sup>M1</sup>case of a person holding high judicial office on 17 December 1959 who did not elect that sections 1 and 2 of the Judicial Pensions Act 1959 should apply to him section 2 of this Act shall have effect as if the provisions about retirement on attaining the age of 70 were omitted.
- (2) The reference in section 3(1) of this Act to the judicial offices described in Part I of Schedule 1 to the <sup>M2</sup>House of Commons Disqualification Act 1975 shall include a reference to judge of a county court in England and Wales or any other office listed in paragraph 1(1) or (2) of Schedule 2 to the <sup>M3</sup>Courts Act 1971 (judicial offices abolished by that Act).
- (3) Nothing in Chapter I of Part I of this Act, or in the repeals made by this Act in the <sup>M4</sup>Judicial Pensions Act 1959, shall affect the rate or amount of any pension or benefit payable to or in respect of a person who retired or died before 17 December 1959.
- (4) Subject to sub-paragraph (3) above Chapter I of Part I of this Act shall apply in relation to persons who retired or died before the commencement of this Act.

#### **Marginal Citations**

- M1** 1959 (8 & 9 Eliz. 2) c. 9.  
**M2** 1975 c. 24.  
**M3** 1971 c. 23.  
**M4** 1959 (8 & 9 Eliz. 2) c.9.

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