



Judicial Pensions Act 1981

1981 CHAPTER 20

PART III

SUPPLEMENTAL

32 Other financial provisions.

- (1) Subsection (2) below applies where—
 - (a) the rate of a pension payable to a person under section 12 or 13 above is or would be increased in respect of service in a capacity prescribed under section 12(5) or 13(4)(b) as the case may be, and
 - (b) a pension payable wholly in respect of service in that prescribed capacity would be paid and borne otherwise than out of money provided by Parliament.
- (2) Any pension benefits paid to or in respect of that person as having been the holder of an office mentioned in section 12(1) or 13(1) above shall, to such extent as [^{F1}the Treasury] may determine, having regard to the relative length of service and rate of remuneration in that office and in the prescribed capacity, be paid and borne in like manner as that in which a pension payable to him wholly in respect of service in the prescribed capacity would have been paid or borne.
- (3) In this section—
 - (a) “pension” includes any superannuation or other retiring allowance or gratuity,
 - (b) “pension benefits” includes benefits payable on retirement or death by way of lump sum or gratuity, and benefits payable in respect of a person’s service or employment to other persons by way of [^{F2}widow’s, widower’s, surviving civil partner’s] or orphan’s pension or otherwise.

Textual Amendments

F1 Words substituted by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), [s. 118\(4\)\(a\)](#)

F2 Words in [s. 32\(3\)\(b\)](#) substituted (5.12.2005) by [The Civil Partnership \(Judicial Pensions and Church Pensions, etc.\) Order 2005 \(S.I. 2005/3325\)](#), [art. 63](#)

Status: Point in time view as at 05/12/2005.

Changes to legislation: There are currently no known outstanding effects for the Judicial Pensions Act 1981, Section 32. (See end of Document for details)

Modifications etc. (not altering text)

- C1** S. 32 excluded (E.W.S.) (1.7.1992) by [Social Security Administration Act 1992 \(c. 5\)](#), ss. 41, 43, 50-52, 192(4), **Sch. 2 para. 1(6)**
- S. 32 excluded (E.W.S) (at different dates for specified purposes) by 1998 c. 14, s. 14(12), **Sch. 4 para. 4(2)**; S.I. 1999/1958, art. 2, **Sch. 1** (as amended by S.I. 1999/3178, art. 3(20), **Sch. 20**); S.I. 1999/2422, art. 2, **Sch. 1** (subject to transitional provisions in [Sch. 14](#))(as amended by S.I. 1999/3178, art. 3(20), **Sch. 20**); S.I. 1999/2739, art. 2, **Sch. 1** (subject to transitional provisions in [Sch. 2](#)); S.I. 1999/2860, art. 2, **Sch. 1** (subject to transitional provisions in [Schs. 16-18](#)) (as amended by S.I. 1999/3178, art. 3(20), **Sch. 20**); S.I. 1999/3178, art. 2, **Sch. 1** (subject to transitional provisions in [Schs. 21-23](#))

Status:

Point in time view as at 05/12/2005.

Changes to legislation:

There are currently no known outstanding effects for the Judicial Pensions Act 1981, Section 32.