
STATUTORY INSTRUMENTS

1995 No. 633

The Judicial Pensions (Qualifying Judicial Offices etc.) (City of London) Order 1995

Meaning of “attributable to service in relevant office”

8.—(1) The amount that is attributable to a person’s service in relevant office shall be determined in accordance with this article.

(2) Where a person who has served in relevant office has not served in any other qualifying judicial office (other than any other relevant office), the amount shall be a sum equivalent to the whole of the pensions and other benefits payable by the Treasury to or in respect of that person.

(3) Where a person who has served in relevant office has also served in any other qualifying judicial office (other than any other relevant office), the amount shall be the appropriate proportion of the whole of the pensions and other benefits payable by the Treasury to or in respect of that person determined by reference to the total of the following fractions—

- (a) the fraction calculated in accordance with the formula set out in paragraph (4); and
- (b) the fraction calculated in accordance with the formula set out in paragraph (5).

(4) The formula is—

$$A = \frac{B}{B + C}$$

where—

- a A is the fraction mentioned in paragraph (3)(a);
- b B is the length of his period of service in relevant office;
- c C is the length of his period of service in qualifying judicial office (other than in a relevant office).

(5) The second formula is—

$$D = \frac{F - G}{F} \times \frac{C}{B + C}$$

where—

- a D is the fraction mentioned in paragraph (3)(b);
- b F is the pensionable pay of his relevant office;
- c G is the pensionable pay of that person calculated on the assumption that he continued to hold a qualifying judicial office (other than a relevant office) until his actual retirement from office; and, for the purpose of that assumption, the qualifying judicial office is the office which he held immediately before the commencement of his service in relevant office.
- d B has the meaning given by paragraph (4)(b);
- e C has the meaning given by paragraph (4)(c).