
STATUTORY INSTRUMENTS

1995 No. 639

**The Judicial Pensions (Additional
Voluntary Contributions) Regulations 1995**

PART I

PRELIMINARY

Title and Commencement

1.1. These Regulations may be cited as the Judicial Pensions (Additional Voluntary Contributions) Regulations 1995 and shall come into force on 31st March 1995.

Interpretation

1.2. In these Regulations —

“additional voluntary contributions” means any contributions by a member of the scheme constituted under Part I of the 1993 Act or an existing scheme over and above those contributions towards the cost of providing surviving spouse’s and children’s benefits which are required as a condition of membership (whether made by deductions from salary or from a lump sum on death or retirement);

“AVC scheme” means a judicial pension scheme other than a FSAVC scheme providing for the purchase of benefits additional to those provided by the scheme constituted under Part I of the 1993 Act or an existing scheme by means of additional voluntary contributions;

“approved scheme” means a retirement benefits scheme approved under Chapter I, Part XIV of the 1988 Act, or such other legislation as may be in force from time to time in respect of such approval;

“assumed retirement age” means the age, being between the years of 60 and the member’s compulsory retirement age, which a member to whom regulation 2.2(1)(a) applies shall, from time to time, have notified the administrators in writing as being the age at which he intends to retire;

“authorised provider” has the meaning given to it in section 10(8);

“death benefit” means a lump sum payable on the death of a member;

“existing scheme” means a judicial pension scheme other than that constituted by the 1993 Act and which is not a voluntary contributions scheme;

“FSAVC scheme” means a retirement benefits scheme approved under section 591(2)(h) of the 1988 Act established by a pension provider other than the administrators of a judicial pension scheme and to which only the member contributes.

“Index”, at any time, means the index of retail prices published by the Central Statistical Office of the Chancellor of the Exchequer, or any successor agreed as appropriate by the Board of Inland Revenue, for the calendar month three months prior to that time;

“leading scheme” and “main scheme” shall have the meanings given to them in regulation 2 of the 1993 Regulations;

“normal pension age”, in relation to a member, means the age at which the member would be able to retire from his existing scheme with a pension immediately payable.

“PCSPS” means the Principal Civil Service Pension Scheme established under section 1 of the Superannuation Act 1972⁽¹⁾;

“retirement benefits scheme” has the meaning given to it in section 611 of the 1988 Act;

“the 1988 Act” means the Income and Corporation Taxes Act 1988⁽²⁾;

“the 1993 Act” means the Judicial Pensions and Retirement Act 1993, and any reference to a Part or section by number alone shall be construed as a reference to the Part or section so numbered in that Act;

“the 1993 Regulations” means the Retirement Benefits Schemes (Restriction on Discretion to Approve) (Additional Voluntary Contributions) Regulations 1993⁽³⁾;

“qualifying judicial office” means any office for the time being specified in Schedule 1 to the 1993 Act and references to a person holding qualifying judicial office shall be construed in accordance with section 1(6);

“retained death benefits” has the meaning given to it in regulation 2.4.

“voluntary contributions scheme” means an FSAVC scheme or an AVC scheme.

⁽¹⁾ 1972 c. 11.
⁽²⁾ 1988 c. 1.
⁽³⁾ S.I.1993/3016.