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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Police Pensions Regulations 1987 as they have effect in England and Wales.

Regulation 2 provides for the amendments in regulation 3(1) to (5) to have retrospective effect in certain cases. The amendments are backdated to 30 April 1998 (the date when the Police Negotiating Board agreed to bilateral arrangements to recognise the rank and service of transferees from the British Transport Police Force for the purposes of pay and allowances). In the case of officers who transferred on or after that date but before 1 February 2001 (the date when the Strategic Rail Authority was established) this backdating is at the discretion of the police authority concerned.

Regulation 3(1) to (5) provides for the transfer payment of the pension of a person who becomes a police officer having previously served in the British Transport Police Force to be treated on the more favourable basis which is already currently accorded to the pensions of police officers who have previously served in other public sector posts. In the case of a person who is aged 55 or over at the time of the transfer, or where there has been an interval of longer than one month between the two periods of service, that more favourable treatment will require the agreement of the British Transport Police Force Superannuation Fund administrators and of the police authority concerned.

Regulation 3(6) and (7) corrects errors introduced into the 1987 Regulations by [S.I.2004/1491](#).