
STATUTORY INSTRUMENTS

2008 No. 653

The National Health Service Pension Scheme Regulations 2008

PART 2

BENEFITS FOR OFFICERS

CHAPTER 2.G

RE-EMPLOYMENT AND REJOINING THE SCHEME

Special rule for members transferred out on transfer of undertaking

2.G.6 Deferred pension becoming payable during NHS re-employment as a result of a transfer of undertaking

(1) This regulation applies if a re-employed member becomes entitled to a pension under 2.D.1 or 2.D.4 by virtue of the application of regulation 2.D.13(2)(a) (transfer of undertaking to employing authority).

(2) Regulation 2.G.3 does not apply.

(3) Accordingly, any benefits payable in respect of the later service are calculated without regard to pensionable service in respect of the earlier service.

This is subject to paragraph (4).

(4) For the purposes of determining whether a member can count 45 years pensionable service for any purpose, the earlier service and the later service are aggregated.