
STATUTORY INSTRUMENTS

2017 No. 522

The Judicial Pensions (Fee-Paid Judges) Regulations 2017

PART 3

RETIREMENT BENEFITS

Annual rate of ill-health enhanced pension

22.—(1) The annual rate of a pension to which a member (“P”) becomes entitled under regulation 21 is determined in accordance with the following steps.

Step 1

Determine the annual rate of the pension to which P is entitled under regulation 13.

Step 2

Determine the annual rate of the enhancement (see paragraph (2)).

Step 3

Add together the rate determined under Step 1, and the rate determined under Step 2.

(2) Subject to paragraph (3), the annual rate of the enhancement is determined in accordance with the following formula—

$$\frac{E}{40} \times S$$

where—

- a E is the smaller of—
 - (i) the service enhancement (see paragraph (4)), and
 - (ii) the amount determined in accordance with the formula
- b AR is the aggregate length of P's reckonable service in eligible fee-paid judicial offices (including any eligible fee-paid judicial office in respect of which P has taken partial retirement);
- c Z is—
 - (i) where P is not entitled to a pension under Part 1 of the Judicial Pensions and Retirement Act 1993 on the date P retires, nil;
 - (ii) otherwise, the smaller of—
 - (aa) the aggregate length of P's service in qualifying judicial office (within the meaning of that Part of that Act), and
 - (bb) 20;
- d S is—

Status: Point in time view as at 10/03/2022. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the The Judicial Pensions (Fee-Paid Judges) Regulations 2017, Section 22. (See end of Document for details)

- (i) where P held a single judicial office immediately before retirement, the appropriate annual salary of that judicial office;
 - (ii) where P held more than one judicial office immediately before retirement, the highest appropriate annual salary of those offices.
- (3) Where the judicial office (or one of the judicial offices) held by P immediately before retirement was an office specified in Schedule 1 to the Judicial Pensions and Retirement Act 1993^{F1}, the annual rate of the enhancement determined under Step 2 is to be nil.
- (4) The service enhancement is determined in accordance with the following formula—

$$F \times \frac{X}{Y}$$

where—

- a F is the period, expressed in years and any fraction of a year, which is one half of the period—
 - (i) beginning with the day after that on which P retires, and
 - (ii) ending with the day on which P would reach normal pension age;
- b X is the aggregate length of P's reckonable service in eligible fee-paid judicial offices (including any eligible fee-paid judicial offices in respect of which P has taken partial retirement) determined in accordance with the formula in regulation 5(1) as though regulation 5(2) does not apply;
- c Y is the period, or the aggregate of the periods, expressed in years and any fraction of a year, during which P held one or more eligible fee-paid judicial offices, disregarding any day in respect of which the conditions in regulation 4(2) (qualifying fee-paid days) are not met.

Textual Amendments

F1 1993 c.8.

Status:

Point in time view as at 10/03/2022. This version of this provision has been superseded.

Changes to legislation:

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