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STATUTORY INSTRUMENTS

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**2022 No. 319**

**The Judicial Pensions Regulations 2022**

**PART 6**

Retirement benefits

CHAPTER 2

Full retirement benefits

**Entitlement to full retirement pension**

**46.**—(1) A member of this scheme (P) is entitled to the immediate payment for life of a full retirement pension if—

- (a) P has reached normal minimum pension age;
- (b) subject to sub-paragraph (3), has ceased to be in qualifying judicial office; and
- (c) P has claimed payment of a full retirement pension.

(2) But if P has not reached normal pension age under this scheme, P is not so entitled unless P has at least two years' qualifying service.

(3) Where P exercises a partial retirement option under regulation 49(2) (exercise of partial retirement option), P is entitled to a full retirement pension under paragraph (1) in respect of the particular office or offices for which the option is being exercised, notwithstanding that P remains in qualifying judicial office.

(4) The claim for payment of a full retirement pension may only be made by notice to the scheme manager in a form required by the scheme manager.

(5) Where P resumes service in qualifying judicial office, this will not affect any entitlement under this regulation.

**Commencement Information**

**II** Reg. 46 in force at 1.4.2022, see [reg. 1\(4\)](#)

**Annual rate of full retirement pension (active members)**

**47.**—(1) This regulation applies when an active member of this scheme becomes entitled to the immediate payment of a full retirement pension in respect of a particular office.

(2) The annual rate of a full retirement pension payable to the member is calculated by—

- (a) taking the amount of that full retirement pension specified in the full retirement account;
- (b) subtracting the early payment reduction (if any) specified in that account in relation to that amount;

- (c) subtracting the commutation amount (if any) specified in that account in relation to that amount; and
- (d) subtracting the total allocation amount (if any) specified in that account in relation to that amount.

(3) Where a member holds multiple accounts in respect of multiple assignments within the First-tier Tribunal or the Upper Tribunal, paragraph (2) applies in respect of each account held.

**Commencement Information**

**I2** Reg. 47 in force at 1.4.2022, see [reg. 1\(4\)](#)

**Annual rate of full retirement pension (deferred members)**

**48.**—(1) This regulation applies when a deferred member of this scheme becomes entitled to the immediate payment of a full retirement pension in respect of a particular office.

- (2) The annual rate of full retirement pension payable to the member is calculated by—
  - (a) taking the provisional amount of deferred pension specified in the deferred member’s account;
  - (b) adding the late payment supplement (if any) specified in that account in relation to that provisional amount;
  - (c) subtracting the early payment reduction (if any) specified in that account in relation to that amount;
  - (d) subtracting the commutation amount (if any) specified in that account in relation to that amount; and
  - (e) subtracting the total allocation amount (if any) specified in that account in relation to that amount.

(3) Where a member holds multiple accounts in respect of multiple assignments within the First-tier Tribunal or the Upper Tribunal, paragraph (2) applies in respect of each account held.

**Commencement Information**

**I3** Reg. 48 in force at 1.4.2022, see [reg. 1\(4\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Judicial Pensions Regulations 2022, CHAPTER 2.