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STATUTORY INSTRUMENTS

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**2023 No. 843**

**The Firefighters' Pensions  
(Remediable Service) Regulations 2023**

**Part 7**

**Provision about special cases**

**Chapter 2**

**Miscellaneous special cases**

**Protection of the amount of pension payable to an eligible child**

**54.**—(1) [This regulation](#) applies where—

- (a) immediately before 1st October 2023, benefits are in payment to an eligible child (“E”) in respect of the remediable service as a firefighter of a deceased member,
- (b) there is a surviving partner (“S”) within the meaning of paragraph 1(1) of the Schedule in relation to the deceased member,
- (c) S does not have parental responsibility for E, and
- (d) S makes an immediate choice decision which would (disregarding [this regulation](#)) result in a decrease in the amount of benefits payable to E in relation to M’s remediable service as a firefighter.

(2) Where [this regulation](#) applies—

- (a) E does not owe the scheme manager a liability under section 14(3) in respect of benefits received in relation to M’s remediable service as a firefighter, and
- (b) the amount of benefits payable continues to be the amount that was payable before the election was made.

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**Commencement Information**

**II** [Reg. 54](#) in force at 1.10.2023, see [reg. 1\(b\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Firefighters' Pensions (Remediable Service) Regulations 2023, Section 54.