
STATUTORY INSTRUMENTS

2023 No. 985

The National Health Service Pension Schemes
(Remediable Service) Regulations 2023

PART 6

Transfers

Benefits already paid in relation to transferred in remediable rights

56.—(1) Where this regulation applies (see regulation 53), paragraph (2) applies in relation to any benefits (“the paid benefits”) that have at any time been paid to a person (“P”) from the 2015 scheme so far as—

- (a) they are calculated by reference to P’s, or any other person’s, transferred in remediable rights, and
 - (b) they are benefits that, as a result of regulation 54(1)(a), P was not entitled to receive from the 2015 scheme.
- (2) The paid benefits are to be treated for all purposes—
- (a) as not having been paid to P by the 2015 scheme, but
 - (b) as having been paid to P instead by the relevant Section of the legacy scheme.