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STATUTORY INSTRUMENTS

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**2023 No. 998**

**The Armed Forces Pensions  
(Remediable Service) Regulations 2023**

**Part 6**

**AMENDMENT OF THE RESERVE FORCES (FULL-TIME RESERVE  
SERVICE PENSION SCHEME 1997) REGULATIONS 2010**

**Amendment of the Reserve Forces (Full-Time Reserve Service Pension Scheme 1997)  
Regulations 2010**

**21.** The Reserve Forces (Full-Time Reserve Service Pension Scheme 1997) Regulations 2010(1) (“the 2010 Regulations”) are amended as follows.

**New regulation 4: Schedule 3 (remediable service)**

**22.** After regulation 3 (transitional provision), insert—

**“Schedule 3: Remediable Service**

**4.** Schedule 3 (remediable service) makes provision about remediable service.”.

**Schedule 1: The Full-Time Reserve Service Pension Scheme 1997**

**23.—(1)** Schedule 1 (the Full-Time Reserve Service Pension Scheme 1997) to the 2010 Regulations is amended in accordance with this regulation.

**(2)** In rule A.1 (interpretation: general), in paragraph (2)—

**(a)** in the definition of “the Scheme” after “Schedule” insert “and Schedules 2 and 3;”;

**(b)** insert in the appropriate places the following—

““AFP Regulations 2014” means the Armed Forces Pension Regulations 2014;

“AFPS 2015” means the pension Scheme established by the AFP Regulations 2014;

“AFRS 2020” means the Scheme established by the Armed Forces Redundancy Scheme Order 2020;

“PSPJOA 2022” means the Public Service Pensions and Judicial Offices Act 2022;

“remediable service” has the meaning given in section 1 of PSPJOA 2022, and refers to service in an employment or office that is pensionable service under the Scheme, whether or not by virtue of section 2(1) of PSPJOA 2022;

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**(1)** These Regulations establish the Full-time Reserve Service Pension Scheme 1997. These Regulations are made under sections 4 and 8 of the Reserve Forces Act 1996 (c. 14) and are not made by statutory instrument. The Regulations were amended by [S.I. 2015/568](#) which inserted Schedule 2 and [S.I. 2022/323](#). There are other amending instruments but none is relevant. Hard copies of those instruments which are not statutory instruments can be obtained from Ministry of Defence, AF Remuneration - Pensions, Main Building, Whitehall, London SW1A 2HB.

“remedy member” means a member with remediable service;”.

(3) In rule A.11 (reckonable service), after paragraph (1) insert—

“(1A) Where a remedy member has made a section 6 election within the meaning of paragraph 9(1)(a) or a section 10 election within the meaning of paragraph 13(1)(a) of Schedule 3 (Remediable Service), the member’s remediable service is not treated as reckonable service for the purposes of the Scheme.”.

(4) In rule G.1 (further pensionable service: general rule), after sub-paragraph (3) insert—

“(4) This rule is subject to paragraph 55 (abatement) in Schedule 3 (remediable service).”.

### **Schedule 2: Transitional Provision for the Full-Time Reserve Service Pension Scheme 1997**

**24.**—(1) Schedule 2 (transitional provision) is amended in accordance with this regulation.

(2) In paragraph 1 (interpretation), for the definition of “transition date”, substitute—

““transition date” in relation to a transition member means—

(a) where the member has remediable service in a Scheme within the meaning of section 1 of PSPJOA 2022 (whether or not by virtue of section 2(1) of PSPJOA 2022), 1st April 2022;

(b) in any other case, 1st April 2015;”.

(3) In paragraph 2 (meaning of continuity of service), in sub-paragraph (2), for “T’s transition date” substitute “1st April 2015”.

(4) In paragraph 4 (full protection members of the FTRS 1997), in sub-paragraph (1), omit paragraph (b) (together with “and” at the end of paragraph (a)).

### **Schedule 3: Remediable service for the FTRS 1997**

**25.** After Schedule 2, insert Schedule 3 (remediable service) contained in Schedule 5 to this instrument.