
STATUTORY INSTRUMENTS

2024 No. 281

**The National Health Service Pension
Schemes (Amendment) Regulations 2024**

Part 6

**Amendments to the National Health Service Pension Scheme
(Transitional and Consequential Provisions) Regulations 2015**

General

31. The National Health Service Pension Scheme (Transitional and Consequential Provisions) Regulations 2015(1) are amended in accordance with this Part.

Amendment of regulation 2

32. In regulation 2 (interpretation) at the appropriate place, insert—
““lump sum and death benefit allowance” in relation to a person, has the meaning given in section 637R of the Income Tax (Earnings and Pensions) Act 2003 (2).”.

Amendment of regulation 31

33. In regulation 31 (partial retirement)(3) in paragraph (3)(b), for “lifetime allowance”, substitute “lump sum and death benefit allowance”.

Amendment of regulation 37A

34.—(1) Regulation 37A (variations to lump sums for 1995 and 2008 pensioners joining new scheme (pensioners who have taken a partial retirement pension))(4) is amended as follows.

- (2) In paragraph (2)—
- (a) in sub-paragraph (a), after “if the member”, insert “is not a non-pensionable old scheme member and”, and at the end of the paragraph, omit “and”;
 - (b) after sub-paragraph (a), insert—
“(aa) paragraph (3A) if the member is a non-pensionable old scheme member and has taken an old scheme partial retirement pension but has not taken a new scheme partial retirement pension;”.
- (3) After paragraph (3), insert—
“(3A) Where paragraph (2)(aa) applies, the lump sum is an amount equal to the appropriate fraction of either—

(1) [S.I. 2015/95](#).
(2) [2003 c. 1](#). Section 637R was inserted by the Finance Act [2024 \(c. 3\)](#).
(3) Regulation 31 was amended by [S.I. 2023/952](#).
(4) Regulation 37A was inserted by [S.I. 2023/952](#).

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- (a) the lump sum on death found in column 2 of Part 1 of Table 2 (non-pensionable old scheme member entitlements) in regulation 40(1A)(death in service)(5) if the member is a non-pensionable 1995 Section member; or
- (b) the lump sum on death found in column 2 of Part 2 of that Table if the member is a non-pensionable 2008 Section member.”.

Omission of regulation 39

- 35.** Omit regulation 39 (abatement: special classes).

(5) Paragraph (1A) was inserted by [S.I. 2023/952](#).