2007 No. 1166	2007 No. 1166
Local Government Pension Scheme (Benefits, Membership and	Local Government Pension Scheme (Benefits, Membership and
Contributions) Regulations 2007	Contributions) Regulations 2007
	modified for the Isle of Man
Citation, commencement, interpretation and application	Citation, commencement, interpretation and application
1.—(1) These Regulations may be cited as the Local Government	1.—(1) These Regulations may be cited as the Local Government
Pension Scheme (Benefits, Membership and Contributions)	Pension Scheme (Benefits, Membership and Contributions)
Regulations 2007.	Regulations 2007.
(2) These Regulations apply in relation to England and Wales.	
(3) These Regulations shall come into force on 1st April 2008.	(3) These Regulations shall come into force on <b>1st April 2012</b> .
(4) In these Regulations—	(4) In these Regulations—
"the 1997 Regulations" means the Local Government Pension Scheme	"the 1997 Regulations" means the Local Government Pension Scheme
Regulations 1997;	Regulations 1997;
["the Administration Regulations" means the Local Government	["the Administration Regulations" means the Local Government
Pension Scheme (Administration) Regulations 2008;]	Pension Scheme (Administration) Regulations 2008;]
ins. 2008/1083	ins. 2008/1083
"the 1997 Scheme" means the occupational pension scheme	"the 1997 Scheme" means the occupational pension scheme
constituted by the 1997 Regulations;	constituted by the 1997 Regulations;
["the Administration Regulations" means the Local Government	
Pension Scheme (Administration) Regulations 2008;]	
ins. 2008/2425, om. 2009/3150	
["administering authority" has the meaning ascribed by Schedule 1 to	["administering authority" means Douglas Corporation;]
the Administration Regulations;]	ins. 2008/1083
ins. 2008/1083	
"appropriate administering authority" means the body maintaining the	"appropriate administering authority" means Douglas
appropriate fund;	Corporation;
"appropriate fund", in relation to a member, means the fund into which	"appropriate fund", in relation to a member, means the pension
he pays contributions and from which he receives benefits;	fund maintained by Douglas Corporation;
["deferred member" has the same meaning as in Schedule 1 to the	["deferred member" has the same meaning as in Schedule 1 to the
Administration Regulations:]	Administration Regulations:]
ins. 2008/2425	ins. 2008/2425
"eligible child" has the meaning given by regulation 26;	"eligible child" has the meaning given by regulation 26;
"employing authority" means a body employing an employee who is	"employing authority" means a body employing an employee who is
eligible to be a member;	eligible to be a member;
"financial year" means the year ending 31st March;	"financial year" means the year ending 31st March;
["IRMP" has the same meaning as given to that expression by	["IRMP" has the same meaning as given to that expression by
regulation 20(14);]	regulation 20(14);]

["local government employment" means employment by virtue of which the person employed is or has been a member;] ins. 2010/2090  "nominated cohabiting partner" has the meaning given by regulation 25; "part-time employee" means an employee whose contract of employment provides—  (a) that he is such an employee for the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee; ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations;] ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; means the Local Government Pension Scheme 2008 constituted by these Regulations; partner" has the same meaning as in Schedule 1 to the Administration Regulations 2008 and the Administration Regulations; subst. 2010/2090  ["local government employment" means employment by virtue of which the person employed is or has been a member;] ins. 2010/2090  ["local government employment" means employment by virtue of which the person employed is or has been a member;] ins. 2010/2090  ["local government employment" means employment by virtue of which the person employed is or has been a member;] ins. 2010/2090  "nominated cohabiting partner" has the meaning given by regulation 25;  "part-time employee" means an employee whose contract of employment provides—  (a) that he is such an employee for the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations 2008 and the Administration Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pensio
ins. 2010/2090  "nominated cohabiting partner" has the meaning given by regulation 25;  "part-time employee" means an employee whose contract of employment provides— (a) that he is such an employee for the Scheme, or (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090  ins. 2010/2090  "nominated cohabiting partner" has the meaning given by regulation 25; "part-time employee" means an employee whose contract of employeer means an employee whose contract of employeer or the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090
"nominated cohabiting partner" has the meaning given by regulation 25;  "part-time employee" means an employee whose contract of employment provides—  (a) that he is such an employee for the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  "nominated cohabiting partner" has the meaning given by regulation employee means an employee whose contract of employee:  (a) that he is such an employee for the Scheme, or  (a) that he is such an employee for the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee:  (b) who is neither a whole-time employee nor a variable-time employee:  ["pensioner member" has the same meaning as in Schedule I to the Administration Regulations:  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090
25; "part-time employee" means an employee whose contract of employment provides—  (a) that he is such an employee for the Scheme, or (b) who is neither a whole-time employee nor a variable-time employee; ["pensioner member" has the same meaning as in Schedule I to the Administration Regulations:]  ins. 2008/2425 "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  subst. 2010/2090
"part-time employee" means an employee whose contract of employment provides—  (a) that he is such an employee for the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  "a) that he is such an employee whose contract of employment provides—  (a) that he is such an employee for the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090
employment provides—  (a) that he is such an employee for the Scheme, or  (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  subst. 2010/2090  subst. 2010/2090  subst. 2010/2090  (b) who is neither a whole-time employee nor a variable-time employee;  (b) who is neither a whole-time employee nor a variable-time employee;  (b) who is neither a whole-time employee nor a variable-time employee;  (b) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee nor a variable-time employee;  (ib) who is neither a whole-time employee in a variable-time employee;  (ib) who is neither a whole-time employee in a variable-time employee;  (ib) who is neither a who
(a) that he is such an employee for the Scheme, or (b) who is neither a whole-time employee nor a variable-time employee; ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:] ins. 2008/2425 "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090  (a) that he is such an employee for the Scheme, or (b) who is neither a whole-time employee nor a variable-time employee; ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:  ["the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090
(b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  (b) who is neither a whole-time employee nor a variable-time employee;  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090
employee; ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  subst. 2010/2090
["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  ["pensioner member" has the same meaning as in Schedule 1 to the Administration Regulations:]  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090
Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  Administration Regulations:]  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090
ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090  ins. 2008/2425  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090
"the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations; "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090
constituted by these Regulations;  "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090  constituted by these Regulations; "the Scheme" means the Local Government Pension constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090
"the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090 "the Scheme" means the Local Government Pension Scheme 2008 constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090
constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090  constituted by these Regulations, the Local Government Pension Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations; subst. 2010/2090
Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090  Scheme (Transitional Provisions) Regulations 2008 and the Administration Regulations;  subst. 2010/2090
Administration Regulations; Administration Regulations; subst. 2010/2090 subst. 2010/2090
subst. 2010/2090 subst. 2010/2090
"variable-time employee" means an employee whose contract of "variable-time employee" means an employee whose contract of
employment provides that he is such an employee for the Scheme employment provides that he is such an employee for the Scheme
and—  and—
(a) whose pay is calculated by reference to his duties (rather than  (a) whose pay is calculated by reference to his duties (rather than
necessarily by reference to the number of hours he has worked), or  necessarily by reference to the number of hours he has worked), or
(b) whose duties only have to be performed on an occasional basis; (b) whose duties only have to be performed on an occasional basis;
and
"whole-time employee" means an employee whose contract of "whole-time employee" means an employee whose contract of
employment provides—  employment provides—
(a) that he is such an employee for the Scheme, or  (a) that he is such an employee for the Scheme, or
(b) that his contractual hours are not less than the number of (b) that his contractual hours are not less than the number of
contractual hours for a person employed in that employment on a contractual hours for a person employed in that employment on a
whole-time basis. whole-time basis.
Active members Active members
subst. 2008/1083 subst. 2008/1083
2.—(1) An employee of a body listed in—  2.—(1) An employee of a body listed in—

(a) Chapter 1 of Part 2 of;	(a) Chapter 1 of Part 2 of;	
(b) Chapter 1 of Part 5 of; or	(b) Chapter 1 of Part 5 of; or	
(c) Schedule 2 to	(c) Schedule 2 to	
the 1997 Regulations is an active member of the Scheme.	the 1997 Regulations is an active member of the Scheme.	
(2) But a person is not an active member unless he is employed under	(2) But a person is not an active member unless he is employed under	
a contract of employment of more than three months' duration.	a contract of employment of more than three months' duration.	
(3) An active member of the 1997 Scheme is an active member of the	(3) An active member of the 1997 Scheme is an active member of the	
Scheme for as long as he continues in Local Government Pension	Scheme for as long as he continues in Local Government Pension	
Scheme employment.	Scheme employment.	
[2.—(1) The term "active member" in relation to the Scheme is to be construed in accordance with regulation 4(1) of, and Schedule 1 to, the Administration Regulations.	[2.—(1) The term "active member" in relation to the Scheme is to be construed in accordance with regulation 4(1) of the Administration Regulations.	
(2) An active member of the 1997 Scheme is an active member of the Scheme for as long as he continues to be [that person is] in employment which makes him eligible to be such in accordance with Part 2 of the Administration Regulations.  am. 2010/2090	(2) An active member of the 1997 Scheme is an active member of the Scheme for as long as he continues to be [that person is] in employment which makes him eligible to be such in accordance with Part 2 of the Administration Regulations.  am. 2010/2090	
(3) But a person is not an active member unless he [that person] is employed under a contract of employment for at least three months.] <i>am.</i> 2010/2090	(3) But a person is not an active member unless he [that person] is employed under a contract of employment for at least three months.] <i>am.</i> 2010/2090	
Contributions payable by active members	Contributions payable by active members	
3.—(1) Subject to paragraph (9), each active member shall make	3.—(1) Subject to paragraph (9), each active member shall make	
contributions to the Scheme at the contribution rate from his	contributions to the Scheme at the contribution rate from his	
pensionable pay in each employment in which he is an active member.	pensionable pay in each employment in which he is an active member.	
(2) Subject to paragraph (4), the contribution rate to be applied to his	(2) Subject to paragraph (4), the contribution rate to be applied to his	
pensionable pay in any financial year is calculated on the basis of his	pensionable pay in any financial year is calculated on the basis of his	
pensionable pay in the previous financial year in accordance with the	pensionable pay in the previous financial year in accordance with the	
following table.	following table.	
Band Range Contribution rate	Band Range Contribution rate	
1 £0 £12,000 5.5%	1 £0-£12,000 5.5%	
2 £12,001 £14,000 5.8%	2 £12,001 £14,000 5.8%	
3 £14,001 £18,000 5.9%	3 £14,001 £18,000 5.9%	
4 £18,001 £30,000 6.5%	4 £18,001 £30,000 6.5%	
5 £30,001 £40,000 6.8%	5 £30,001 £40,000 6.8%	
6 £40,001 £75,000 7.2%	6 £40,001 £75,000 7.2%	
7 More than £75,000 7.5%	7 More than £75,000 7.5%	
[(2) Subject to paragraph (4) the annual contribution rate to be applied	[(2) Subject to paragraph (4) the annual contribution rate to be applied	

employ	ying authority at the con	ctive member is determined by his namencement of his membership on the accordance with the following table.	employ basis o	ying authority at the conf f his pensionable pay in	ctive member is determined by his namencement of his membership on the accordance with the following table, aragraphs (2A) and (3).
Band 1	Range £0 to £12,000	Contribution rate 5.5%	Band 1	Range £0 to £12,000	Contribution rate 5.5%
2	£12,001 to £14,000	5.8%	2	£12,001 to £14,000	5.8%
3	£14,001 to £18,000	5.9%	3	£14,001 to £18,000	5.9%
4	£18,001 to £30,000	6.5%	4	£18,001 to £30,000	6.5%
5	£30,001 to £40,000	6.8%	5	£30,001 to £40,000	6.8%
6	£40,001 to £75,000	7.2%	6	£40,001 to £75,000	7.2%
7	More than £75,000	7.5%]	7	More than £75,000	7.5%]
subst.	2008/1083	•	subst.	2008/1083	•
			(2A) C	n 1st April 2012, the f	igures in the second column of the
					ge") are revised by —
					riate increase for the year
			comm	encing 1st April 2009 ຄ	and rounding the result down to the
			neares	t £100, and	
			(b) the	n making the same cal	lculation in turn for the years
					1st April 2011 and 1st April 2012.
		h subsequent anniversary thereof, the	` '		h subsequent anniversary thereof, the
		of the table in paragraph (2) ("Range")			of the table in paragraph (2) ("Range")
	, ,	ensions to which the Pensions (Increase)		, ,	ensions to which the Pensions (Increase)
	<del>71 applied.</del>			<del>71 applied.</del>	
		<del>ch subsequent anniversary</del> [On the first			ay period in which 1st April 2013 falls,
-	1 7 1	1st April 2009 falls, and on the first day			y period in which each subsequent 1st
		h subsequent 1st April falls], the figures			ed to in paragraph (2A) are further
		ble in paragraph (2) ("Range") are			ropriate increase and rounding the
		ropriate increase and rounding the result		down to the nearest £1	.00.]
	to the nearest £100.]	200	subst.	2008/1083	
	2008/1083, am. 2010/20		F(2.4.) 1	1 (2) (41	
		ppropriate increase" means the amount			opropriate increase" means the amount
		increased with effect from 6th April of pensions to which the Pensions			increased with effect from 6th April of pensions to which the Pensions
	ise) Act 1971 applied.]	ochsions to which the relisions		se) Act 1971 applied.]	ochsions to which the rensions
		opropriate increase" means the amount			opropriate increase" means the amount
		increased with effect from the first			increased with effect from the first
	•	April of the relevant year if they were		_	April of the relevant year if they were

pensions beginning on 1st April 2008 to which the Pensions (Increase) Act 1971 applied.] ins. 2008/1083, subst. 2010/2090	pensions beginning on <b>1st April 2012</b> to which the Pensions (Increase) Act 1971 applied.] <i>ins. 2008/1083, subst. 2010/2090</i>
(4) Where a member is employed in any employment for part only of any financial year, the range (and the contribution rate) applicable to him are those that would have applied had he been so employed for the whole of that financial year.	(4) Where a member is employed in any employment for part only of any financial year, the range (and the contribution rate) applicable to him are those that would have applied had he been so employed for the whole of that financial year.
[(4) (a) Where there has been a permanent material change to the terms and conditions of a member's employment which affect his pensionable pay in the course of a financial year, his employing authority may determine that the contribution rate to be applied in his case is not to be calculated in accordance with paragraph (2).  (b) In such a case, the authority shall inform the member of the contribution rate applicable to him, and the date from which it is to be applied.]  subst. 2008/1083	[(4) (a) Where there has been a permanent material change to the terms and conditions of a member's employment which affect his pensionable pay in the course of a financial year, his employing authority may determine that the contribution rate to be applied in his case is not to be calculated in accordance with paragraph (2). (b) In such a case, the authority shall inform the member of the contribution rate applicable to him, and the date from which it is to be applied.] subst. 2008/1083
(5) Where a member is a part-time employee, his contributions shall be calculated by multiplying the contributions he would have paid had he been a full-time employee (calculated in accordance with paragraph (2)) by the proportion that the number of his weekly hours bears to the number of weekly hours that he would have worked had he been a full-time employee.	(5) Where a member is a part-time employee, his contributions shall be calculated by multiplying the contributions he would have paid had he been a full-time employee (calculated in accordance with paragraph (2)) by the proportion that the number of his weekly hours bears to the number of weekly hours that he would have worked had he been a full-time employee.
(6) But a term time worker [But a whole time term-time worker] is not a part-time employee for the purposes of this regulation. <i>am.</i> 2008/1083	(6) But a term time worker [But a whole time term-time worker] is not a part-time employee for the purposes of this regulation. <i>am.</i> 2008/1083
(7) In this regulation, "term-time worker" means a person whose contract of employment provides for a regular pattern of periods of work and periods of no work so as to result in a recognisable cycle of work consisting of one year (but is not limited to persons working in educational establishments).	(7) In this regulation, "term-time worker" means a person whose contract of employment provides for a regular pattern of periods of work and periods of no work so as to result in a recognisable cycle of work consisting of one year (but is not limited to persons working in educational establishments).
(8) The amount of an employee's pensionable pay for the purposes of this regulation is calculated in accordance with regulation 4.  (9) In any event, an active member does not make any contributions after [on and after] the day before his 75th birthday.  am. 2010/2090	<ul> <li>(8) The amount of an employee's pensionable pay for the purposes of this regulation is calculated in accordance with regulation 4.</li> <li>(9) In any event, an active member does not make any contributions after [on and after] the day before his 75th birthday.</li> <li>am. 2010/2090</li> </ul>
(10) A person who is an active member in more than one employment must make contributions for each of those employments [at the rate applicable to the sum of his pensionable pay in each such	(10) A person who is an active member in more than one employment must make contributions for each of those employments [at the rate applicable to the sum of his pensionable pay in each such

employment].	employment].
am. 2008/1083	am. 2008/1083
(11) His appropriate administering authority may decide the intervals	(11) His appropriate administering authority may decide the intervals
at which the contributions are made.	at which the contributions are made.
om. 2010/2090	om. 2010/2090
(12) For this regulation any reduction in pensionable pay by reason of	(12) For this regulation any reduction in pensionable pay by reason of
the actual or assumed enjoyment by the member of any statutory	the actual or assumed enjoyment by the member of any statutory
entitlement during any period away from work shall be disregarded.	entitlement during any period away from work shall be disregarded.
Meaning of "pensionable pay"	Meaning of "pensionable pay"
4.—(1) An employee's pensionable pay is the total of—	4.—(1) An employee's pensionable pay is the total of—
(a) all the salary, wages, fees and other payments paid to him for his	(a) all the salary, wages, fees and other payments paid to him for his
own use in respect of his employment; and	own use in respect of his employment; and
(b) any other payment or benefit specified in his contract of	(b) any other payment or benefit specified in his contract of
employment as being a pensionable emolument.	employment as being a pensionable emolument.
(2) But an employee's pensionable pay does not include—	(2) But an employee's pensionable pay does not include—
(a) payments for non-contractual overtime;	(a) payments for non-contractual overtime;
(b) any travelling, subsistence or other allowance paid in respect of	(b) any travelling, subsistence or other allowance paid in respect of
expenses incurred in relation to the employment;	expenses incurred in relation to the employment;
(c) any payment in consideration of loss of holidays;	(c) any payment in consideration of loss of holidays;
(d) any payment in lieu of notice to terminate his contract of	(d) any payment in lieu of notice to terminate his contract of
employment; <del>or</del>	employment; <del>or</del>
(e) any payment as an inducement not to terminate his employment	(e) any payment as an inducement not to terminate his employment
before the payment is made.	before the payment is made.
[(f) the amount of any supplement paid by the Environment Agency in	
recognition of the difference in contribution rates between members of	
the principal civil service pension scheme and the Scheme; or	
(g) any payment by way of compensation for the purposes of	(g) any payment by way of compensation for the purposes of
achieving equal pay in relation to other employees.	achieving equal pay in relation to other employees.
[(g) any award of compensation (excluding any sum representing	[(g) any award of compensation (excluding any sum representing
arrears of pay) for the purposes of achieving equal pay in relation to	arrears of pay) for the purposes of achieving equal pay in relation to
other employees.]]	other employees.]]
ins. 2009/3150, subst. 2010/2090	ins. 2009/3150, subst. 2010/2090
(3) No sum may be taken into account in calculating pensionable pay	(3) No sum may be taken into account in calculating pensionable pay
unless income tax liability has been determined on it.	unless income tax liability has been determined on it.
Benefits  5. (1) Manchantin of the Salaman allowed the decrease and the salaman and the salama	Benefits  [5] (1) Manharding file School and a with a the month of the School and a
5.—(1) Membership of the Scheme only entitles the member to	5.—(1) Membership of the Scheme only entitles the member to
benefits under these Regulations if—	benefits under these Regulations if—

(a) his total membership is at least three months; or	(a) his total membership is at least <b>two years</b> ; or
(b) a transfer value is credited to him.	(b) a transfer value is credited to him.
(2) But paragraph (1) does not apply to benefits in respect of a member	(2) But paragraph (1) does not apply to benefits in respect of a member
under regulation 23 (death grants: active members), regulation 24	under regulation 23 (death grants: active members), regulation 24
(survivor benefits: active members), or regulation 28 (children's	(survivor benefits: active members), or regulation 28 (children's
pensions: active members).	pensions: active members).
[(3) Subject to paragraph (4), a member who has satisfied one of the	[(3) Subject to paragraph (4), a member who has satisfied one of the
conditions in paragraph (1) need not satisfy either of them again if he	conditions in paragraph (1) need not satisfy either of them again if he
ceases to be an active member and subsequently becomes such a	ceases to be an active member and subsequently becomes such a
member again before drawing benefits under regulation 16, 17, 19, 20,	member again before drawing benefits under regulation 16, 17, 19, 20,
30 or 31.]	30 or 31.]
ins. 2008/1083	ins. 2008/1083
[(4) Paragraph (3) does not apply to a member in respect of whom a	[(4) Paragraph (3) does not apply to a member in respect of whom a
transfer payment has been made under regulations 79 to 82 of the	transfer payment has been made under regulations 79 to 82 of the
Administration Regulations.]	Administration Regulations.]
ins. 2008/1083	ins. 2008/1083
Periods of membership	Periods of membership
subst. 2008/1083	subst. 2008/1083
6.—(1) These are the periods which count as periods of membership—	6.—(1) These are the periods which count as periods of membership—
(a) any period for which a member has paid (or is treated as having	(a) any period for which a member has paid (or is treated as having
paid) contributions under regulation 3; and	paid) contributions under regulation 3; and
(b) any period added under regulations 12 or 20.	(b) any period added under regulations 12 or 20.
(2) Where a member who has left local government employment	(2) Where a member who has left local government employment
rejoins such employment before his normal retirement age, the periods	rejoins such employment before his normal retirement age, the periods
mentioned in paragraph (1) are (unless he chooses otherwise)	mentioned in paragraph (1) are (unless he chooses otherwise)
aggregated with any such subsequent periods.	aggregated with any such subsequent periods.
[6. These are the periods that count as periods of membership (and	[6. These are the periods that count as periods of membership (and
which may accordingly be aggregated under regulation 16, or as the	which may accordingly be aggregated under regulation 16, or as the
case may be, 17 of the Administration Regulations)—	case may be, 17 of the Administration Regulations)—
(a) any period for which a member has paid (or is treated as having	(a) any period for which a member has paid (or is treated as having
paid) contributions under regulation 3;	paid) contributions under regulation 3;
(b) any period added under regulation 12 or 20; and	(b) any period added under regulation 12 or 20; and
(c) any period added following a transfer in of pension rights under	(c) any period added following a transfer in of pension rights under
regulations 83 to 87 of the Administration Regulations.]	regulations 83 to 87 of the Administration Regulations.]
Calculation of length of periods of membership	Calculation of length of periods of membership
7.—(1) In calculating the length of a period of membership, fractions	7.—(1) In calculating the length of a period of membership, fractions
of years of membership count.	of years of membership count.

(2) The numerator of such tractions is the number of complete days of membership and the denominator is 365.  (3) Membership [Except for the purposes of regulation 5(1)(a), membership] in part-time service is counted as the appropriate fraction of the duration of membership.  am. 2010/2090  (4) The numerator of that fraction is counted as the appropriate fraction of the duration of membership.  am. 2010/2090  (4) The numerator of that fraction is the number of contractual hours during the part-time service and its denominator is the number of contractual hours during the part-time service and its denominator is the number of contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8. —(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in relation to that employment.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would pr	(2) The second of the first fi	(2) The second of the first in the second of
(3) Membership [Except for the purposes of regulation S(1)(a), membership] in part-time service is counted as the appropriate fraction of the duration of membership.  am. 2010/2090  (4) The numerator of that fraction is the number of contractual hours during the part-time service and its denominator is the number of contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  Fi	(2) The numerator of such fractions is the number of complete days of	(2) The numerator of such fractions is the number of complete days of
membership] in part-time service is counted as the appropriate fraction of the duration of membership.  m. 2010/2090  (4) The numerator of that fraction is the number of contractual hours during the part-time service and its denominator is the number of contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay; general  8. (1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in relation to that employment.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.]  ins. 2007/1488, m. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a member's pensionable pay (4) Any reduction or suspension of a me		
of the duration of membership.  am. 2010/2090  (4) The numerator of that fraction is the number of contractual hours during the part-time service and its denominator is the number of contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit (annual pension) payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8. (1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in local government employment.  (11) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in local government employment.  (12) A member's final pay period is the year ending with the day on which he stops being an active membersh; subs. 2008/1083  (12) A member's final pay period is the year ending with the day on which he stops being an active member of contractual hours of that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  (11) Subject to regulations 9 to 11, a member' serial pay period as he is entitled to count as active membership in local government employment.  (11) Subject to regulations 9 to 11, a member' serial pay period as he is entitled to count as active membership in local government employment.  (12) A member's final pay period is the year ending with the day on which he stops being an active member.  (13) A member's final pay period is the year ending with the day on which he stops being an active member.  (14) A magnetic part time service and its denominator is the number of contractual hours of that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  (15) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in		
4m. 2010/2090  (4) The numerator of that fraction is the number of contractual hours during the part-time service and its denominator is the number of contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  4m. 2008/1083  Final pay: general  8. (1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member		
(4) The numerator of that fraction is the number of contractual hours during the part-time service and its denominator is the number of contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8. (-1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.] subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period is the year ending with a day that is the anniversary of the last day he was an active member.]  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
during the part-time service and its denominator is the number of contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8. — (1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in local government employment is his pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active member's final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active member's final pay period as he is entitled to count as active membership in relation to that employment.  [(2) A member's final pay period is the year ending with the day on whic		
contractual hours of that employment if it were on a whole-time basis.  (5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8. — (1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subs. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
(5) The amount of any benefit [annual pension] payable to a member as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8. — (1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.]  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.]  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay the final pay is the pay tha		
as a result of his membership is his total period of membership multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8. (1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  [(4) Any reduction or suspension of a member's pensionable pay		
multiplied by his final pay and divided by 60.  am. 2008/1083  Final pay: general  8.— (1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in local government employment is his pays for as much of the final pay period as he is entitled to count as active membership in relation to that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (2) A member was an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (2) A member was an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  multiplied by his final pay geroal final pay period as he is entitled to count as active member's final pay period as he is entitled to count as active membership in local government employment is his pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment. is his pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment. is his pay for as much of the final pay period as he is entitled to count as active membership in relation to that employme		
### am. 2008/1083    Final pay: general   Final pay		
Final pay: general  8. (1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (2) A member supported is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (2) A member way choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  Final pay gereral  8. (1) Subject to regulations 9 to 11, a member's final pay period as he is emtitled to count as active member; in local government employment is his pay for an employment is his pay fo		
8. (1) Subject to regulations 9 to 11, a member's final pay for an employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay period as he is entitled to count as active membership in relation to that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
employment is his pay for as much of the final pay period as he is entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  ((2) A but a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
entitled to count as active membership in local government employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the amniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay per		
[(1) Subject to regulations 9 to 11, a member's final pay for an employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.] subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.] subst. 2008/1083  [(2.A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.] ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's final pay period as he is entitled to count as active members in the final pay period as he is entitled to count as active members final pay period as he is entitled to count as active membership in relation to that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active members in relation to that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment is his pensionable pay for as much of the final pay period as he is entitled to count as active members in play period is the year ending with the day on which he stops being an active member.  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  (2) A member is final pay period is the year ending with the day on which he stops being an active member.  (3) In the case of part-time employme		, ,
employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  employment is his pensionable pay for as much of the final pay period as he is entitled to count as active membership in relation to that employment.]  subst. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an acti		
as he is entitled to count as active membership in relation to that employment.]  subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
employment.] subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.] subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.] ins. 2007/1488, om. 2008/1083  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  employment.] subst. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(3) A member's final pay period is the year ending with the day on which he stops being an active member.  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.		
subs. 2008/1083  (2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member with the day on which he stops being an active member.  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.	_	
(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.] subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.] ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  which he stops being an active member.  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.] subst. 2008/1083  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
[(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.] subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.] ins. 2007/1488, om. 2008/1083  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  [(2) A member's final pay period is the year ending with the day on which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.] subst. 2008/1083  [(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay	(2) A member's final pay period is the year ending with the day on	
which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  which he stops being an active member or, if that would produce a higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay		
higher figure, either of the two immediately preceding years.]  subst. 2008/1083  [(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.]  ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  higher figure, either of the two immediately preceding years.]  subst. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay	[(2) A member's final pay period is the year ending with the day on	[(2) A member's final pay period is the year ending with the day on
subst. 2008/1083   subst. 2008/1083   subst. 2008/1083	which he stops being an active member or, if that would produce a	which he stops being an active member or, if that would produce a
[(2A) But a member may choose instead to treat as his final pay period either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.] ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  (5) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.	higher figure, either of the two immediately preceding years.]	higher figure, either of the two immediately preceding years.]
either of the two preceding years ending with a day that is the anniversary of the last day he was an active member.] ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  (5) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay	subst. 2008/1083	subst. 2008/1083
anniversary of the last day he was an active member.] ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  (5) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay	[(2A) But a member may choose instead to treat as his final pay period	
ins. 2007/1488, om. 2008/1083  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  (5) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay	either of the two preceding years ending with a day that is the	
(3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  (3) In the case of part-time employment, the final pay is the pay that would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay	anniversary of the last day he was an active member.]	
would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  (4) Any reduction or suspension of a member's pensionable pay	ins. 2007/1488, om. 2008/1083	
would have been paid for a single comparable whole-time employment.  (4) Any reduction or suspension of a member's pensionable pay  (4) Any reduction or suspension of a member's pensionable pay	(3) In the case of part-time employment, the final pay is the pay that	(3) In the case of part-time employment, the final pay is the pay that
employment.employment.(4) Any reduction or suspension of a member's pensionable pay(4) Any reduction or suspension of a member's pensionable pay	would have been paid for a single comparable whole-time	would have been paid for a single comparable whole-time
(4) Any reduction or suspension of a member's pensionable pay  (4) Any reduction or suspension of a member's pensionable pay		
	(4) Any reduction or suspension of a member's pensionable pay	(4) Any reduction or suspension of a member's pensionable pay

illness or injury is disregarded.	illness or injury is disregarded.
Final pay: reserve forces, maternity leave etc.	Final pay: reserve forces, maternity leave etc.
9.—(1) If a member's final pay period includes reserve forces service	9.—(1) If a member's final pay period includes reserve forces service
leave, his final pay is—	leave, his final pay is—
(a) in a case where he has continued to pay contributions in respect of	(a) in a case where he has continued to pay contributions in respect of
it, the amount it would have been if his reserve forces pay were pay	it, the amount it would have been if his reserve forces pay were pay
received in his former local government employment, or	received in his former local government employment, or
(b) otherwise, the amount it would have been if he had continued to be	(b) otherwise, the amount it would have been if he had continued to be
employed in his former employment during the period of that leave.	employed in his former employment during the period of that leave.
(2) For the purposes of these regulations, a member's final pay for any	(2) For the purposes of these regulations, a member's final pay for any
period of maternity, paternity or adoption absence during the final pay	period of maternity, paternity or adoption absence during the final pay
period in respect of which he pays or is treated as paying contributions	period in respect of which he pays or is treated as paying contributions
is the pay he would have received had he not been absent.	is the pay he would have received had he not been absent.
(3) If a member is absent from work for any other reason during his	(3) If a member is absent from work for any other reason during his
final pay period, he is only to be treated for these regulations as having	final pay period, he is only to be treated for these regulations as having
received the pensionable pay he would otherwise have received if he	received the pensionable pay he would otherwise have received if he
has continued to pay contributions in respect of it for the period he is	has continued to pay contributions in respect of it for the period he is
absent.	absent.
(4) If a member is only entitled to count part of the year specified in	(4) If a member is only entitled to count part of the year specified in
regulation 8(2) as a period of active membership in relation to the	regulation 8(2) as a period of active membership in relation to the
employment which he ceases to hold, his final pay is his pensionable	employment which he ceases to hold, his final pay is his pensionable
pay during that part multiplied by 365 and divided by the number of	pay during that part multiplied by 365 and divided by the number of
days in that part.	days in that part.
(5) Final pay does not include any pension in payment.	(5) Final pay does not include any pension in payment.
om. 2008/1083	om. 2008/1083
Final pay: reductions	Final pay: reductions
subst. 2008/1083, 2009/3150	subst. 2009/3150
10. (1) A member who is in whole-time employment and whose	10. (1) A member who is in whole-time employment and whose
pensionable pay has been reduced because he has chosen to continue	pensionable pay has been reduced because he has chosen to continue
in local government employment at a lower grade or with less	in local government employment at a lower grade or with less
responsibility than his previous post may, subject to paragraph (3),	responsibility than his previous post may, subject to paragraph (3),
choose to have his final pay calculated as the average of his annual	choose to have his final pay calculated as the average of his annual
pensionable pay in any three consecutive years ending 31st March	pensionable pay in any three consecutive years ending 31st March
within the period of ten years ending with the last day he was an active	within the period of ten years ending with the last day he was an active
member.	member.
am. 2007/1488	am. 2007/1488
(2) And the average referred to in paragraph (1) is increased as if it	(2) And the average referred to in paragraph (1) is increased as if it
were a pension to which the Pensions (Increase) Act 1971 applies.	were a pension to which the Pensions (Increase) Act 1971 applies.

not choose under paragraph (1) in respect of the same event.    10. (1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced because he chooses to be employed by the same employer at a lower grade or with less responsibility, he may choose to have his final pay calculated as mentioned in paragraph (3).    (2) Paragraph (1) does not apply if the member's employment at a lower grade or with less responsibility (a) commences before the beginning of the period of ten years ending with his last day as an active member; or (b) immediately follows a period in which he occupies a post on a temporary basis.    (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.    (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]    (10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—    (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;    (b) for the purposes of achieving equal pay in relation to other employees of that employer;    (c) as a result of a job evaluation exercise;    (d) because of a change in the member's contract of employment    (d) because of a change in the member's contract of employment    (d) because of a change in the member's contract of employment    (d) because of a change in the member's contract of employment		
(10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced because he chooses to be employed by the same employer at a lower grade or with less responsibility, he may choose to have his final pay calculated as mentioned in paragraph (3).  (2) Paragraph (1) does not apply if the member's employment at a lower grade or with less responsibility— (a) commences before the beginning of the period of ten years ending with his last day as an active member; or (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member. (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transfere employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted— (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer; (c) as a result of a job evaluation exercise; (d) because of a change in the member's contract of employment  (d) because of a change in the member's contract of employment	(3) A member who has had a request under regulation 18 granted may	(3) A member who has had a request under regulation 18 granted may
in a continuous period of employment is reduced because he chooses to be employed by the same employer at a lower grade or with less responsibility, he may choose to have his final pay calculated as mentioned in paragraph (3).  (2) Paragraph (1) does not apply if the member's employment at a lower grade or with less responsibility  (a) commences before the beginning of the period of ten years ending with his last day as an active member; or  (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	not choose under paragraph (1) in respect of the same event.	not choose under paragraph (1) in respect of the same event.
to be employed by the same employer at a lower grade or with less responsibility, he may choose to have his final pay calculated as mentioned in paragraph (3).  (2) Paragraph (1) does not apply if the member's employment at a lower grade or with less responsibility  (a) commences before the beginning of the period of ten years ending with his last day as an active member; or  (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	[10. (1) Subject to paragraph (2), where a member's pensionable pay	
responsibility, he may choose to have his final pay calculated as mentioned in paragraph (3).  (2) Paragraph (1) does not apply if the member's employment at a lower grade or with less responsibility  (a) commences before the beginning of the period of ten years ending with his last day as an active member; or  (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transfere employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a)because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b)for the purposes of achieving equal pay in relation to other employees of that employer;  (c)as a result of a job evaluation exercise;  (d)because of a change in the member's contract of employment	in a continuous period of employment is reduced because he chooses	
mentioned in paragraph (3).  (2) Paragraph (1) does not apply if the member's employment at a lower grade or with less responsibility—  (a) commences before the beginning of the period of ten years ending with his last day as an active member; or  (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	to be employed by the same employer at a lower grade or with less	
(2) Paragraph (1) does not apply if the member's employment at a lower grade or with less responsibility  (a) commences before the beginning of the period of ten years ending with his last day as an active member; or (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	responsibility, he may choose to have his final pay calculated as	
lower grade or with less responsibility	mentioned in paragraph (3).	
(a) commences before the beginning of the period of ten years ending with his last day as an active member; or (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	(2) Paragraph (1) does not apply if the member's employment at a	
with his last day as an active member; or  (b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment		
(b) immediately follows a period in which he occupies a post on a temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	(a) commences before the beginning of the period of ten years ending	
temporary basis.  (3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	,	
(3) The calculation is made by dividing by three the member's annual pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	(b) immediately follows a period in which he occupies a post on a	
pensionable pay in any three consecutive years of his choice ending with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment		
with 31st March within the period of ten years ending with his last day as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment		
as an active member.  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment		
(4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment  (4) Paragraph (1) applies to a member who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employer employer employer as if the transferor employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	with 31st March within the period of ten years ending with his last day	
transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a)because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b)for the purposes of achieving equal pay in relation to other employees of that employer;  (c)as a result of a job evaluation exercise;  (d)because the member's contract of employment  [10.—(1) Subject to paragraph (2), where a member's pensionable in a continuous period of employment is reduced or restricted—  (a)because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b)for the purposes of achieving equal pay in relation to other employees of that employer;  (c)as a result of a job evaluation exercise;  (d)because of a change in the member's contract of employment		
Employment) Regulations 2006(6) apply as if the transferor employer were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer; (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment  [10.—(1) Subject to paragraph (2), where a member's pensionable in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment		
were the same employer as the transferee employer.]  [10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment  [10.—(1) Subject to paragraph (2), where a member's pensionable in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment		
[10.—(1) Subject to paragraph (2), where a member's pensionable pay in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment  [10.—(1) Subject to paragraph (2), where a member's pensionable in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employ at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment		
in a continuous period of employment is reduced or restricted—  (a) because the member chooses to be employed by the same employer at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because the member chooses to be employed by the same employed at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment  (d) because of a change in the member's contract of employment		
(a)because the member chooses to be employed by the same employer at a lower grade or with less responsibility; (b)for the purposes of achieving equal pay in relation to other employees of that employer; (c)as a result of a job evaluation exercise; (d)because the member chooses to be employed by the same employer at a lower grade or with less responsibility; (b)for the purposes of achieving equal pay in relation to other employees of that employer; (c)as a result of a job evaluation exercise; (d)because of a change in the member's contract of employment (d)because the member chooses to be employed by the same employer at a lower grade or with less responsibility; (b)for the purposes of achieving equal pay in relation to other employees of that employer; (c)as a result of a job evaluation exercise; (d)because of a change in the member's contract of employment		
at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment  at a lower grade or with less responsibility;  (b) for the purposes of achieving equal pay in relation to other employees of that employer;  (c) as a result of a job evaluation exercise;  (d) because of a change in the member's contract of employment	A A V	
(b) for the purposes of achieving equal pay in relation to other employees of that employer; (c) as a result of a job evaluation exercise; (d) because of a change in the member's contract of employment (b) for the purposes of achieving equal pay in relation to other employees of that employer; (c) as a result of a job evaluation exercise; (d) because of a change in the member's contract of employment		
employees of that employer; employees of that employer; (c) as a result of a job evaluation exercise; (d) because of a change in the member's contract of employment (d) because of a change in the member's contract of employment		
(c) as a result of a job evaluation exercise; (c) as a result of a job evaluation exercise; (d) because of a change in the member's contract of employment (d) because of a change in the member's contract of employment		
(d)because of a change in the member's contract of employment (d)because of a change in the member's contract of employment	A V	A V
resulting in the assestion or restriction of or reduction in payments or resulting in the assestion or restriction of or reduction in payment		
	resulting in the cessation or restriction of, or reduction in, payments or	resulting in the cessation or restriction of, or reduction in, payments or
		benefits specified in the member's contract of employment as being
pensionable emoluments; or pensionable emoluments; or	1 ,	,
(e)because the rate at which the member's rate of pay may be (e)because the rate at which the member's rate of pay may be		
		increased is restricted in such a way that it is likely that the rate of the
member's retirement pension will be adversely affected, member's retirement pension will be adversely affected,		
the member may choose to have his or her final pay calculated in the member may choose to have his or her final pay calculated in	* * *	· · · · · · · · · · · · · · · · · · ·
accordance with paragraph (4), by giving notice— accordance with paragraph (4), by giving notice—	accordance with paragraph (4), by giving notice—	accordance with paragraph (4), by giving notice—

(i)in writing;	(i)in writing;
(ii)to the appropriate administering authority; and	(ii)to the appropriate administering authority; and
(iii)no later than one month prior to the date on which the member	(iii)no later than one month prior to the date on which the member
ceases active membership.	ceases active membership.
(2) Where notice under this regulation has not been given, and a	(2) Where notice under this regulation has not been given, and a
member to whom it applies has died, the appropriate administering	member to whom it applies has died, the appropriate administering
authority may give notice on the member's behalf (whether or not the	authority may give notice on the member's behalf (whether or not the
period within which the member could have given notice has expired).	period within which the member could have given notice has expired).
(3) Paragraph (1) does not apply if the member's employment on	(3) Paragraph (1) does not apply if the member's employment on
reduced pensionable pay—	reduced <b>or restricted</b> pensionable pay—
(a)commences before the beginning of the period of ten years ending	(a)commences before the beginning of the period of ten years ending
with the member's last day as an active member;	with the member's last day as an active member;
(b)immediately follows a period in which the member occupies a post	(b)immediately follows a period in which the member occupies a post
on a temporary basis at a higher rate of pay; or	on a temporary basis at a higher rate of pay; or
(c)is because the member chooses to reduce his or her hours of work	(c)is because the member chooses to reduce his or her hours of work
or to be employed at a lower grade, for the purposes of regulation 18	or to be employed at a lower grade, for the purposes of regulation 18
(flexible retirement).	(flexible retirement).
(4) Subject to regulations 8(3) and 8(4), the calculation mentioned in	(4) Subject to regulations 8(3) and 8(4), the calculation mentioned in
paragraph (1) is made by dividing by three the member's total annual	paragraph (1) is made by dividing by three the member's total annual
pensionable pay in any three consecutive years of the member's	pensionable pay in any three consecutive years of the member's
choice, ending with 31st March, within the period of thirteen years	choice, ending with 31st March, within the period of thirteen years
ending with the member's last day as an active member.	ending with the member's last day as an active member.]
(5) Paragraph (1)(a) applies to a member who is the subject of—	
(a)a transfer to which the Transfer of Undertakings (Protection of	
Employment) Regulations 2006 ("the TUPE Regulations") apply; or	
(b)a transfer which is treated as if it were a relevant transfer within the	
meaning of regulations 2(1) and 3 of the TUPE Regulations,	
notwithstanding regulation 3(5) of those Regulations,	
as if the transferor employer were the same employer as the transferee	
authority.]	
Final pay: fees	Final pay: fees
subst. 2010/2090	subst. 2010/2090
11.—(1) Subject to paragraph (2), where a variable-time employee's	11.—(1) Subject to paragraph (2), where a variable-time employee's
pensionable pay for the purposes of regulation 8(1) consists of or	pensionable pay for the purposes of regulation 8(1) consists of or
includes fees, his final pay is calculated as the sum of	includes fees, his final pay is calculated as the sum of
(a) the average of all such fees for the three consecutive years ending	(a) the average of all such fees for the three consecutive years ending
with the final pay period; and	with the final pay period; and

(b) any sums falling within regulation 4(1), other than fees, for the	(b) any sums falling within regulation 4(1), other than fees, for the
final pay period.	final pay period.
(2) But a member's employer may consent to him having his final pay	(2) But a member's employer may consent to him having his final pay
calculated as the average of all such fees for any three consecutive	calculated as the average of all such fees for any three consecutive
years ending 31st March within the period of ten years ending with the	years ending 31st March within the period of ten years ending with the
last day he was an active member.	last day he was an active member.
11.—(1) Subject to paragraph (2), where a variable-time employee's	11.—(1) Subject to paragraph (2), where a variable-time employee's
pensionable pay for the purposes of regulation 8(1) consists of or	pensionable pay for the purposes of regulation 8(1) consists of or
includes fees, his or her final pay is calculated as the sum of —	includes fees, his or her final pay is calculated as the sum of —
(a) the average of all such fees for the three consecutive years (or the	(a) the average of all such fees for the three consecutive years (or the
employee's total period of membership if less) ending with the final	employee's total period of membership if less) ending with the final
pay period; and	pay period; and
(b) any sums falling within regulation 4(1), other than fees, for the	(b) any sums falling within regulation 4(1), other than fees, for the
final pay period.	final pay period.
(2) But a member's employer may consent to the member having his	(2) But a member's employer may consent to the member having his
or her final pay calculated by the substitution for paragraph (1)(a) of	or her final pay calculated by the substitution for paragraph (1)(a) of
the average of all such fees for any three consecutive years ending on	the average of all such fees for any three consecutive years ending on
the 31st March within the period of ten years ending with the last day	the 31st March within the period of ten years ending with the last day
he or she was an active member.	he or she was an active member.
Power of employing authority to increase total membership of active	Power of employing authority to increase total membership of active
members	members
12.—(1) An employing authority may resolve to increase the total	12.—(1) An employing authority may resolve to increase the total
membership of an active member.	membership of an active member.
(2) A member's total additional membership under this regulation	(2) A member's total additional membership under this regulation
(including additional membership in respect of different employments)	(including additional membership in respect of different employments)
must not exceed 10 years.	must not exceed 10 years.
[(3) If the member leaves his employment for a reason other than	[(3) If the member leaves his employment for a reason other than
redundancy, a resolution under paragraph (1) may only be passed	redundancy, a resolution under paragraph (1) may only be passed
before the relevant date.]	before the relevant date.]
ins. 2008/2425	ins. 2008/2425
[(4) If the reason for the member leaving his employment is	[(4) If the reason for the member leaving his employment is
redundancy, a resolution under paragraph (1) may be passed at any	redundancy, a resolution under paragraph (1) may be passed at any
time in the period of six months beginning with the relevant date but	time in the period of six months beginning with the relevant date but
shall be deemed to take effect on the relevant date.]	shall be deemed to take effect on the relevant date.]
ins. 2008/2425	ins. 2008/2425
[(5) The relevant date is the date on which the member leaves his	[(5) The relevant date is the date on which the member leaves his
	1 1
employment.] ins. 2008/2425	employment.] ins. 2008/2425

[(6) "Redundancy" includes leaving employment in the interests of efficiency, or because the member held a joint appointment which has been terminated because the other holder has left it.] ins. 2008/2425	[(6) "Redundancy" includes leaving employment in the interests of efficiency, or because the member held a joint appointment which has been terminated because the other holder has left it.] ins. 2008/2425
[Duty of employing authority to increase total membership: enhanced protection	
ins. 2009/3150	
12A.—(1) Where an active member intends to rely on paragraph 12 of	
Schedule 36 to the Finance Act 2004 (lifetime allowance "enhanced	
protection") and—	
(a) gives notice of his or her intention to rely on that paragraph in	
accordance with regulation 4 of the Registered Pension Schemes	
(Enhanced Lifetime Allowance) Regulations 2006(16); and	
(b) subsequently becomes subject to a reduction in accrued	
membership calculated in accordance with guidance issued by the	
Government Actuary, but the enhanced protection is not taken into	
account in the calculation of the member's benefits under regulation	
22 (limit on total amount of benefits),	
the employing authority shall grant an additional period of	
membership equal to the reduction resulting from that calculation.	
(2) "Enhanced protection" is to be construed in accordance with	
Schedule 36 to the Finance Act 2004.]	
[Conversion of periods credited under Discretionary Compensation	[Conversion of periods credited under Discretionary Compensation
Regulations etc. into membership	Regulations etc. into membership
ins.2009/3150	ins. 2009/3150
12B.—(1) Where an employing authority has awarded compensation	12B.—(1) Where an employing authority has awarded compensation
to a member by way of a credited period in respect of a former	to a member by way of a credited period in respect of a former
employment under earlier Discretionary Compensation Regulations,	employment under earlier Discretionary Compensation Regulations,
the authority may resolve, before 31st March 2012, that the member's	the authority may resolve, before <b>31st March 2015</b> , that the member's
total membership be increased by the whole or part of the period	total membership be increased by the whole or part of the period
credited under those Regulations, but such additional period must not	credited under those Regulations, but such additional period must not
exceed 10 years.	exceed 10 years.
(2) From the date on which the resolution takes effect, any period	(2) From the date on which the resolution takes effect, any period
credited under those Regulations is reduced or extinguished	credited under those Regulations is reduced or extinguished
accordingly (but without prejudice to any payments which have fallen	accordingly (but without prejudice to any payments which have fallen
due or have been made before that date).	due or have been made before that date).
(3) No resolution may be passed, the result of which would be to cause	(3) No resolution may be passed, the result of which would be to cause
a member any financial detriment.	a member any financial detriment.

(4) In paragraph (1), "earlier Discretionary Compensation	(4) In paragraph (1), "earlier Discretionary Compensation
Regulations" means relevant provisions of—	Regulations" means relevant provisions of—
(a) Part 5 of the Local Government (Compensation) Regulations 1974;	(a) Part 5 of the Local Government (Compensation) Regulations 1974;
(b) Part 2 of the Local Government (Compensation for Premature	(b) Part 2 of the Local Government (Compensation for Premature
Retirement) Regulations 1982;	Retirement) Regulations 1982;
(c) Part D of the Local Government Superannuation Regulations 1986;	(c) Part D of the Local Government Superannuation Regulations 1986;
(e) Part 3 of the Local Government (Discretionary Payments)	(e) Part 3 of the Local Government (Discretionary Payments)
Regulations 1996; or	Regulations 1996; or
(d) Part 4 of the Local Government (Early Termination of	(d) Part 4 of the Local Government (Early Termination of
Employment) (Discretionary Compensation) (England and Wales)	Employment) (Discretionary Compensation) (England and Wales)
Regulations 2000.]	Regulations 2000.]
Power of employing authority to award additional pension	Power of employing authority to award additional pension
13.—(1) An employing authority may resolve to award a member [an	13.—(1) An employing authority may resolve to award a member [an
active member] additional pension of not more than £5000 a year	active member] additional pension of not more than £5000 a year
payable from the same date as his pension payable under any other	payable from the same date as his pension payable under any other
provisions of these Regulations.	provisions of these Regulations.
am. 2010/2090	am. 2010/2090
(2) Additional pension may be paid in addition to any increase of total	(2) Additional pension may be paid in addition to any increase of total
membership resolved to be made under [regulation 12 or 12B].	membership resolved to be made under [regulation 12 or 12B].
am. 2009/3150	am. 2009/3150
[Conversion of annual compensation into additional pension	[Conversion of annual compensation into additional pension
ins. 2009/3150	ins. 2009/3150
13A.—(1) Where an employing authority has awarded a member	13A.—(1) Where an employing authority has awarded a member
annual compensation in respect of a former employment under earlier	annual compensation in respect of a former employment under earlier
Discretionary Compensation Regulations, the authority may resolve,	Discretionary Compensation Regulations, the authority may resolve,
before 31st March 2012, to award the member additional pension	before <b>31st March 2015</b> , to award the member additional pension
equal in value to that compensation.	equal in value to that compensation.
(2) From the date on which the resolution takes effect, the annual	(2) From the date on which the resolution takes effect, the annual
compensation is reduced or extinguished accordingly (but without	compensation is reduced or extinguished accordingly (but without
prejudice to any payments which have fallen due or have been made	prejudice to any payments which have fallen due or have been made
before that date).	before that date).
(3) No resolution may be passed, the result of which would be to cause	(3) No resolution may be passed, the result of which would be to cause
a member any financial detriment.	a member any financial detriment.
(4) In paragraph (1)—	(4) In paragraph (1)—
(a) "annual compensation" includes an annual sum or an annuity,	(a) "annual compensation" includes an annual sum or an annuity,
where those terms occur in earlier Discretionary Compensation	where those terms occur in earlier Discretionary Compensation
Regulations; and	Regulations; and

(b) "earlier Discretionary Compensation Regulations" means relevant	(b) "earlier Discretionary Compensation Regulations" means relevant
provisions of—	provisions of—
(i) Parts 4 and 5 of the Local Government (Compensation) Regulations	(i) Parts 4 and 5 of the Local Government (Compensation) Regulations
1974;	1974;
(ii) Part 3 of the Local Government (Compensation for Premature	(ii) Part 3 of the Local Government (Compensation for Premature
Retirement) Regulations 1982;	Retirement) Regulations 1982;
(iii) Part K of the Local Government Superannuation Regulations	(iii) Part K of the Local Government Superannuation Regulations
1986(22);	1986(22);
(iv) Parts 3 and 6 of the Local Government (Discretionary Payments)	(iv) Parts 3 and 6 of the Local Government (Discretionary Payments)
Regulations 1996; or	Regulations 1996; or
(v) Part 4 of the Local Government (Early Termination of	(v) Part 4 of the Local Government (Early Termination of
Employment) (Discretionary Compensation) (England and Wales)	Employment) (Discretionary Compensation) (England and Wales)
Regulations 2000.]	Regulations 2000.]
Election in respect of additional pension	Election in respect of additional pension
14.—(1) A member [An active member] may choose to pay additional	14.—(1) A member [An active member] may choose to pay additional
contributions in order to be credited with additional pension, in respect	contributions in order to be credited with additional pension, in respect
of him alone or in respect of him and any survivor, of £250 a year or	of him alone or in respect of him and any survivor, of £250 a year or
multiples thereof to a maximum of £5000.	multiples thereof to a maximum of £5000.
am. 2010/2090	am. 2010/2090
(2) If he chooses to take the additional pension referred to in paragraph	(2) If he chooses to take the additional pension referred to in paragraph
(1) earlier or later than his normal retirement age, it is reduced or, as	(1) earlier or later than his normal retirement age, it is reduced or, as
the case may be, increased.	the case may be, increased.
(3) The amount of the additional contributions to be paid under	(3) The amount of the additional contributions to be paid under
paragraph (1), and the reduction or increase referred to in paragraph	paragraph (1), and the reduction or increase referred to in paragraph
(2), is calculated in accordance with guidance issued by the	(2), is calculated in accordance with guidance issued by the
Government Actuary.	Government Actuary.
[Election to pay additional contributions: survivor benefits	[Election to pay additional contributions: survivor benefits
ins. 2009/3150	ins. 2009/3150
14A.—(1) A member [An active member] may elect to pay additional	14A.—(1) A member [An active member] may elect to pay additional
contributions in respect of any period of membership occurring prior	contributions in respect of any period of membership occurring prior
to 6th April 1988, in order to be credited with additional survivor	to <b>1st April 2012</b> , in order to be credited with additional survivor
benefits in respect of a surviving nominated cohabiting partner (within	benefits in respect of a surviving nominated cohabiting partner (within
the meaning of regulation 25).	the meaning of regulation 25).
am. 2010/2090	am. 2010/2090
(2) An election to pay additional survivor benefits contributions	(2) An election to pay additional survivor benefits contributions
("ASBCs") under paragraph (1), must be made no later than 31st	("ASBCs") under paragraph (1), must be made <b>before the expiration</b>
March 2011.	of 2 years beginning with the date of the nomination under

	regulation 25.
(3) ASBCs may be paid—	(3) ASBCs may be paid—
(a) in respect of the whole of any period of membership occurring	(a) in respect of the whole of any period of membership occurring
before 6th April 1988 (whether or not that period constitutes a period	before 1st April 2012 (whether or not that period constitutes a period
of complete years of membership); or	of complete years of membership); or
(b) in respect of complete years of membership only.	(b) in respect of complete years of membership only.
(4) The amount of ASBCs to be paid under paragraph (1) shall be	(4) The amount of ASBCs to be paid under paragraph (1) shall be
calculated in accordance with actuarial guidance published by the	calculated in accordance with actuarial guidance published by the
Secretary of State.	Secretary of State.
(5) If a member [an active member] elects to pay ASBCs under	(5) If a member [an active member] elects to pay ASBCs under
paragraph (1), a surviving nominated cohabiting partner's entitlement	paragraph (1), a surviving nominated cohabiting partner's entitlement
to a pension by virtue of regulations 24, 33 or 36 as the case may be,	to a pension by virtue of regulations 24, 33 or 36 as the case may be,
will be based on the period of membership occurring after 5th April	will be based on the period of membership occurring after 31st March
1988 plus any period of membership occurring before that date in	2012 plus any period of membership occurring before that date in
respect of which the member [the active member] chooses to pay	respect of which the member [the active member] chooses to pay
ASBCs.	ASBCs.
am. 2010/2090	am. 2010/2090
(6) If a member gives written notice of revocation under regulation	(6) If a member gives written notice of revocation under regulation
25(5), the member is entitled to an additional pension equivalent to the	25(5), the member is entitled to an additional pension equivalent to the
amount of ASBCs paid under paragraph (1), calculated in accordance	amount of ASBCs paid under paragraph (1), calculated in accordance
with actuarial guidance published by the Secretary of State.]	with actuarial guidance published by the Secretary of State.]
om. 2010/2090	om. 2010/2090
Elections to pay AVCs	Elections to pay AVCs
15.—(1) A member [Subject to regulation 26 (use of accumulated	15.—(1) A member [Subject to regulation 26 (use of accumulated
value of AVCs and SCAVCs) of the Administration Regulations, a	value of AVCs and SCAVCs) of the Administration Regulations, a
member] who has entered into an arrangement to pay additional	member] who has entered into an arrangement to pay additional
voluntary contributions ("AVCs") or to contribute to a shared cost	voluntary contributions ("AVCs") or to contribute to a shared cost
AVC in addition to any other contributions he may pay under these	AVC in addition to any other contributions he may pay under these
Regulations is entitled to additional benefits in accordance with one of	Regulations is entitled to additional benefits so far as permitted by
the methods permissible under the Finance Act 2004.	the Income Tax Acts (Acts of Tynwald).
am. 2010/2090	am. 2010/2090
(2) Where a member chooses to take some or all of the benefits	(2) Where a member chooses to take some or all of the benefits
referred to in paragraph (1) in the form of a lump sum, that sum forms	referred to in paragraph (1) in the form of a lump sum, that sum forms
part of the total amount referred to in regulation 21(2).	part of the total amount referred to in regulation 21(2).
(3) In this regulation, "a shared cost AVC" means an arrangement	(3) In this regulation, "a shared cost AVC" means an arrangement
established and maintained by an employing authority for the purpose	established and maintained by an employing authority for the purpose
of enabling contributions to be paid by and for active members.	of enabling contributions to be paid by and for active members.
Retirement benefits	Retirement benefits

	16 (1) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
16.—(1) A member [Subject to paragraph (3), a member] who has	16.—(1) A member [Subject to paragraph (3), a member] who has
attained the Scheme's normal retirement age and ceases to be	attained the Scheme's normal retirement age and ceases to be
employed in local government pension scheme employment [local	employed in <del>local government pension scheme employment</del> [local
government employment] is entitled to immediate payment of	government employment] is entitled to immediate payment of
retirement pension without reduction.	retirement pension without reduction.
am. 2010/2090	am. 2010/2090
(2) The normal retirement age of the Scheme is 65.	(2) The normal retirement age of the Scheme is 65.
[(3) Where a member chooses to defer immediate payment of	[(3) Where a member chooses to defer immediate payment of
retirement pension under regulation 50 (commencement of pensions)	retirement pension under regulation 50 (commencement of pensions)
of the Administration Regulations, the member's pension rights shall	of the Administration Regulations, the member's pension rights shall
be enhanced in accordance with guidance issued by the Secretary of	be enhanced in accordance with guidance issued by the Secretary of
State.]	State.]
ins. 2010/2090	ins. 2010/2090
Retirement after the normal retirement date	Retirement after the normal retirement date
17.—(1) A member who remains in employment [or who joins the	17.—(1) A member who remains in employment [or who joins the
Scheme] after his 65th birthday is entitled to a pension when he retires	Scheme] after his 65th birthday is entitled to a pension when he retires
from service.	from service.
am. 2010/2090	am. 2010/2090
(2) His pension rights accrued at that date, and any rights accruing	(2) His pension rights accrued at that date, and any rights accruing
between that date and the date of his retirement or the day before his	between that date and the date of his retirement or the day before his
75th birthday, whichever is earlier, shall be enhanced in accordance	75th birthday, whichever is earlier, shall be enhanced in accordance
with guidance issued by the Government Actuary.	with guidance issued by the Government Actuary.
(3) The pension is payable immediately on retirement.	(3) The pension is payable immediately on retirement.
(4) But it must begin to be paid not later than the day before the	(4) But it must begin to be paid not later than the day before the
member's 75th birthday even if he has not retired.	member's 75th birthday even if he has not retired.
Flexible retirement	Flexible retirement
18.—(1) A member who has attained the age of 55 and who, with his	18.—(1) A member who has attained the age of 55 and who, with his
employer's consent, reduces the hours he works, or the grade in which	employer's consent, reduces the hours he works, or the grade in which
he is employed, may make a request in writing to the appropriate	he is employed, may make a request in writing to the appropriate
administering authority to receive all or part of his benefits under these	administering authority to receive all or part of his benefits under these
Regulations, and the authority may pay those benefits [and such	Regulations, and the authority may pay those benefits [and such
benefits may, with his employer's consent, be paid to him	benefits may, with his employer's consent, be paid to him
notwithstanding that he has not retired from that employment.	notwithstanding that he has not retired from that employment.
am. 2008/1083	am. 2008/1083
(2) If the payment of benefits referred to in paragraph (1) takes effect	(2) If the payment of benefits referred to in paragraph (1) takes effect
before the member's 65th birthday, the benefits payable are reduced in	before the member's 65th birthday, the benefits payable are reduced in
accordance with guidance issued by the Government Actuary.	accordance with guidance issued by the Government Actuary.
	·
(3) But the employer may agree to waive, in whole or in part, any such	(3) But the employer may agree to waive, in whole or in part, any such

reduction as is referred to in paragraph (2).	reduction as is referred to in paragraph (2).
[(3A) If the payment of benefits referred to in paragraph (1) takes	[(3A) If the payment of benefits referred to in paragraph (1) takes
effect after the member's 65th birthday, the benefits payable shall be	effect after the member's 65th birthday, the benefits payable shall be
enhanced in accordance with guidance issued by the Secretary of	enhanced in accordance with guidance issued by the Secretary of
State.]	State.]
ins. 2010/2090	ins. 2010/2090
(4) [Subject to paragraph (4A), in] In the case of a person who is a	(4) [Subject to paragraph (4A), in] In the case of a person who is a
member on 31st March 2008, and who makes a request before 31st	member on 31st March 2012, and who makes a request before 31st
March 2010, paragraph (1) applies as if "the age of 50" were	March 2014, paragraph (1) applies as if "the age of 50" were
substituted for "the age of 55".	substituted for "the age of 55".
am. 2008/1083	am. 2008/1083
[(4A) Paragraph (4) only applies to a member whose employment has	[(4A) Paragraph (4) only applies to a member whose employment has
been continuous with that same employer throughout that period.]	been continuous with that same employer throughout that period.]
ins. 2008/1083	ins. 2008/1083
[4B) For the purposes of paragraph (4A), the employment of a	
member who has been the subject of a transfer to which the Transfer	
of Undertakings (Protection of Employment) Regulations 2006 apply	
shall be treated as being continuous employment with the transferee	
employer.]	
ins. 2008/1083	
(5) Where a member is receiving benefits under this regulation, the	(5) Where a member is receiving benefits under this regulation, the
period of membership used to calculate those benefits is not taken into	period of membership used to calculate those benefits is not taken into
account in any subsequent calculation of such benefits to which he is	account in any subsequent calculation of such benefits to which he is
entitled under these Regulations.	entitled under these Regulations.
[(5) The value of any benefits paid to a member under paragraph (1)	[(5) The value of any benefits paid to a member under paragraph (1)
shall be taken into account in any subsequent calculation of his	shall be taken into account in any subsequent calculation of his
benefits under regulation 16, 17, [18,] 19, 20, 30 or 31 in accordance	benefits under regulation 16, 17, [18,] 19, 20, 30 or 31 in accordance
with guidance issued by the Government Actuary.]	with guidance issued by the Government Actuary.]
subst. 2008/1083, am. 2010/2090	subst. 2008/1083, am. 2010/2090
Early leavers: inefficiency and redundancy	Early leavers: inefficiency and redundancy
19.—(1) Where—	19.—(1) Where—
(a) a member is dismissed by reason of redundancy; or	(a) a member is dismissed by reason of redundancy; or
(b) his employing authority has decided that, on the grounds of	(b) his employing authority has decided that, on the grounds of
business efficiency, it is in their interest that he should leave their	business efficiency, it is in their interest that he should leave their
employment; and	employment; and
(c) in either case, the member has attained the age of 55,	(c) in either case, the member has attained the age of 55,
he is entitled to immediate payment of retirement pension without	he is entitled to immediate payment of retirement pension without

reduction.	reduction.
(2) In the case of a person who is a member on 31st March 2008, and	(2) In the case of a person who is a member on <b>31st March 2012</b> , and
to whom paragraph (1) applies before 31st March 2010, that paragraph	to whom paragraph (1) applies before <b>31st March 2014</b> , that
applies as if "the age of 50" were substituted for "the age of 55".	paragraph applies as if "the age of 50" were substituted for "the age of 55".
Early leavers: ill-health	Early leavers: ill-health
subst. 2008/1083	subst. 2008/1083
20. (1) If an employing authority determines, in the case of a	20. (1) If an employing authority determines, in the case of a
member who has at least two year's total membership	member who has at least two year's total membership
(a) to terminate his local government employment on the grounds that	(a) to terminate his local government employment on the grounds that
his ill-health or infirmity of mind or body renders him permanently	his ill-health or infirmity of mind or body renders him permanently
incapable of discharging efficiently the duties of his current	incapable of discharging efficiently the duties of his current
employment; and	employment; and
(b) that he has a reduced likelihood of obtaining gainful employment	(b) that he has a reduced likelihood of obtaining gainful employment
(whether in local government or otherwise) before his normal	(whether in local government or otherwise) before his normal
retirement age,	retirement age,
they shall pay him benefits under this regulation.	they shall pay him benefits under this regulation.
(2) If the authority determine that there is no reasonable prospect of	(2) If the authority determine that there is no reasonable prospect of
his obtaining gainful employment before his normal retirement age,	his obtaining gainful employment before his normal retirement age,
his benefits are increased—	his benefits are increased—
(a) as if the date on which he left local government employment were	(a) as if the date on which he left local government employment were
his normal retirement age; and	his normal retirement age; and
(b) by adding to his total membership at that date the whole of the	(b) by adding to his total membership at that date the whole of the
period between that date and his actual normal retirement age.	period between that date and his actual normal retirement age.
(3) If the authority determine that, although he cannot obtain gainful	(3) If the authority determine that, although he cannot obtain gainful
employment within a reasonable period of leaving local government	employment within a reasonable period of leaving local government
employment, it is likely that he will be able to obtain gainful	employment, it is likely that he will be able to obtain gainful
employment before his normal retirement age, his benefits are	employment before his normal retirement age, his benefits are
<del>increased</del>	<del>increased</del>
(a) as if the date on which he left local government employment were	(a) as if the date on which he left local government employment were
his normal retirement age; and	his normal retirement age; and
(b) by adding to his total membership at that date 25% of the period	(b) by adding to his total membership at that date 25% of the period
between that date and his actual normal retirement age.	between that date and his actual normal retirement age.
(4) In the case of a member in part-time service, the period to be added	(4) In the case of a member in part-time service, the period to be added
under paragraph (2)(b) or (3)(b), as the case may be, is calculated in	under paragraph (2)(b) or (3)(b), as the case may be, is calculated in
accordance with regulation 7(3) as if he had remained in such part-	accordance with regulation 7(3) as if he had remained in such part-
time service until his actual normal retirement age.	time service until his actual normal retirement age.

(5) But if, in the case of a person who is a member before 1st April	(5) But if, in the case of a person who is a member before 1st April
<del>2008, and</del>	2008, and
(a) has attained the age of 50 before that date, or	(a) has attained the age of 50 before that date, or
(b) became a member of the 1997 Scheme having	(b) became a member of the 1997 Scheme having
(i) attained the age of 45 before that date; and	(i) attained the age of 45 before that date; and
(ii) not received a transfer for any other scheme,	(ii) not received a transfer for any other scheme,
the period to be added under paragraph (3)(b) is less than the period	the period to be added under paragraph (3)(b) is less than the period
that would have been added had regulation 28 of the 1997 Regulations	that would have been added had regulation 28 of the 1997 Regulations
applied, then his benefits are increased by adding the latter period.	applied, then his benefits are increased by adding the latter period.
(6) Before making a determination under this regulation, an authority	(6) Before making a determination under this regulation, an authority
must obtain a certificate from an independent registered medical	must obtain a certificate from an independent registered medical
practitioner qualified in occupational health medicine as to whether in	practitioner qualified in occupational health medicine as to whether in
his opinion the member is permanently incapable of discharging	his opinion the member is permanently incapable of discharging
efficiently the duties of the relevant local government employment	efficiently the duties of the relevant local government employment
because of ill-health or infirmity of mind or body and, if so, as to the	because of ill-health or infirmity of mind or body and, if so, as to the
likelihood of the member being able to obtain other gainful	likelihood of the member being able to obtain other gainful
employment within a reasonable time of leaving local government	employment within a reasonable time of leaving local government
employment or, as the case may be, before reaching his normal	employment or, as the case may be, before reaching his normal
retirement age.	retirement age.
(7) In this regulation, "qualified in occupational health medicine"	(7) In this regulation, "qualified in occupational health medicine"
means —	<del>means</del>
(a) holding a diploma in occupational medicine (D Occ Med) or an	(a) holding a diploma in occupational medicine (D Occ Med) or an
equivalent qualification issued by a competent authority in an EEA	equivalent qualification issued by a competent authority in an EEA
State; and for the purposes of this definition, "competent authority"	State; and for the purposes of this definition, "competent authority"
has the meaning given by the General and Specialist Medical Practice	has the meaning given by the General and Specialist Medical Practice
(Education, Training and Qualification) Order 2003(5); or	(Education, Training and Qualification) Order 2003; or
(b) being an Associate, a Member or a Fellow of the Faculty of	(b) being an Associate, a Member or a Fellow of the Faculty of
Occupational Medicine or an equivalent institution of an EEA State.	Occupational Medicine or an equivalent institution of an EEA State.
(8) In this regulation, "gainful employment" means paid employment	(8) In this regulation, "gainful employment" means paid employment
for not less than 30 hours in each week for a period of not less than 12	for not less than 30 hours in each week for a period of not less than 12
months.	months.
[20.—(1) If an employing authority determine, in the case of a	[20.—(1) If an employing authority determine, in the case of a
member who satisfies one of the qualifying conditions in regulation	member who satisfies one of the qualifying conditions in regulation
5—	5—
(a) to terminate his employment on the grounds that his ill-health or	(a) to terminate his employment on the grounds that his ill-health or
infirmity of mind or body renders him permanently incapable of	infirmity of mind or body renders him permanently incapable of
discharging efficiently the duties of his current employment; and	discharging efficiently the duties of his current employment; and

(b) that he has a reduced likelihood of obtaining [being capable of	(b) that he has a reduced likelihood of obtaining [being capable of
undertaking] any gainful employment before his normal retirement	undertaking] any gainful employment before his normal retirement
age,	age,
am. 2010/2090	am. 2010/2090
they shall agree to his retirement pension coming into payment before	they shall agree to his retirement pension coming into payment before
his normal retirement age in accordance with this regulation in the	his normal retirement age in accordance with this regulation in the
circumstances set out in paragraph (2), (3) or (4), as the case may be.	circumstances set out in paragraph (2), (3) or (4), as the case may be.
(2) If the authority determine that there is no reasonable prospect of	(2) If the authority determine that there is no reasonable prospect of
his obtaining [being capable of undertaking] any gainful employment	his obtaining [being capable of undertaking] any gainful employment
before his normal retirement age, his benefits are increased—	before his normal retirement age, his benefits are increased—
am. 2010/2090	am. 2010/2090
(a) as if the date on which he leaves his employment were his normal	(a) as if the date on which he leaves his employment were his normal
retirement age; and	retirement age; and
(b) by adding to his total membership at that date the whole of the	(b) by adding to his total membership at that date the whole of the
period between that date and the date on which he would have retired	period between that date and the date on which he would have retired
at normal retirement age.	at normal retirement age.
(3) If the authority determine that, although he eannot obtain gainful	(3) If the authority determine that, although he <del>cannot obtain gainful</del>
employment [is not capable of undertaking gainful employment]	employment [is not capable of undertaking gainful employment]
within three years of leaving his employment, it is likely that he will	within three years of leaving his employment, it is likely that he will
be able to obtain [capable of undertaking] any gainful employment	be able to obtain [capable of undertaking] any gainful employment
before his normal retirement age, his benefits are increased—	before his normal retirement age, his benefits are increased—
am. 2010/2090	am. 2010/2090
(a) as if the date on which he leaves his employment were his normal	(a) as if the date on which he leaves his employment were his normal
retirement age; and	retirement age; and
(b) by adding to his total membership at that date 25% of the period	(b) by adding to his total membership at that date 25% of the period
between that date and the date on which he would have retired at	between that date and the date on which he would have retired at
normal retirement age.	normal retirement age.

- (4) If the authority determine that it is likely that he will be able to obtain any gainful employment within three years of leaving his employment, his benefits—
- [(4) If the authority determine that it is likely that he will be capable of undertaking gainful employment within three years of leaving his employment, or normal retirement age if earlier, his benefits ] am. 2010/2090
- (a) are those that he would have received if the date on which he left his employment were the date on which he would have retired at normal retirement age: and
- (b) unless discontinued under paragraph (8), are payable for so long as he is not in gainful employment.
- [(4) If the authority determine that it is likely that he will be capable of undertaking gainful employment within three years of leaving his employment, or before reaching normal retirement age if earlier, his benefits—
- (a) are those that he would have received if the date on which he left his employment were the date on which he would have retired at normal retirement age; and.
- (b) unless discontinued under paragraph (8), are payable for so long as he is not in gainful employment.] *subst.* 2011/561
- (5) Before making a determination under this regulation, an authority must obtain a certificate from an independent registered medical practitioner qualified in occupational health medicine [("IRMP")] as to whether in his opinion the member is suffering from a condition that renders him permanently incapable of discharging efficiently the duties of the relevant employment because of ill-health or infirmity of mind or body and, if so, whether as a result of that condition he has a reduced likelihood of obtaining [being capable of undertaking] any gainful employment before reaching his normal retirement age. *am.* 2010/2090
- (6) A person who receives benefits under paragraph (4) shall—
- (a) inform the authority if he obtains employment; and
- (b) answer any inquiries made by the authority as to his current employment status, including as to his pay and working hours.
- (7) (a) Once benefits have been in payment to a person for 18 months, the authority shall make inquiries as to his current employment.

- (4) If the authority determine that it is likely that he will be able to obtain any gainful employment within three years of leaving his employment, his benefits—
- [(4) If the authority determine that it is likely that he will be capable of undertaking gainful employment within three years of leaving his employment, or normal retirement age if earlier, his benefits \_\_] am. 2010/2090
- (a) are those that he would have received if the date on which he left his employment were the date on which he would have retired at normal retirement age; and
- (b) unless discontinued under paragraph (8), are payable for so long as he is not in gainful employment.
- [(4) If the authority determine that it is likely that he will be capable of undertaking gainful employment within three years of leaving his employment, or before reaching normal retirement age if earlier, his benefits—
- (a) are those that he would have received if the date on which he left his employment were the date on which he would have retired at normal retirement age; and.
- (b) unless discontinued under paragraph (8), are payable for so long as he is not in gainful employment.] *subst.* 2011/561
- (5) Before making a determination under this regulation, an authority must obtain a certificate from an independent registered medical practitioner qualified in occupational health medicine [("IRMP")] as to whether in his opinion the member is suffering from a condition that renders him permanently incapable of discharging efficiently the duties of the relevant employment because of ill-health or infirmity of mind or body and, if so, whether as a result of that condition he has a reduced likelihood of obtaining [being capable of undertaking] any gainful employment before reaching his normal retirement age. *am.* 2010/2090
- (6) A person who receives benefits under paragraph (4) shall—
- (a) inform the authority if he obtains employment; and
- (b) answer any inquiries made by the authority as to his current employment status, including as to his pay and working hours.
- (7) (a) Once benefits have been in payment to a person for 18 months, the authority shall make inquiries as to his current employment.

[(a) Subject to sub-paragraph (c), once benefits under paragraph (4) have been in payment to a person for 18 months, the authority shall make inquiries as to his current employment.] <i>subst.</i> 2010/2090	[(a) Subject to sub-paragraph (c), once benefits under paragraph (4) have been in payment to a person for 18 months, the authority shall make inquiries as to his current employment.] subst. 2010/2090
(b) If he is not in gainful employment, the authority shall obtain a further certificate from an independent registered medical practitioner as to the matters set out in paragraph (5).	(b) If he is not in gainful employment, the authority shall obtain a further certificate from an independent registered medical practitioner as to the matters set out in paragraph (5).
[(c) Sub-paragraph (a) does not apply where a person reaches normal retirement age.] ins. 2010/2090	[(c) Sub-paragraph (a) does not apply where a person reaches normal retirement age.]  ins. 2010/2090
<ul><li>(8) (a) The authority shall discontinue the payment of benefits under paragraph (4) if they consider—</li><li>(i) that the person is in gainful employment; or</li></ul>	(8) (a) The authority shall discontinue the payment of benefits under paragraph (4) if they consider—  (i) that the person is in gainful employment; or
(ii) in reliance on the certificate obtained under paragraph (7)(b), that he is capable of obtaining [undertaking] such employment <i>am.</i> 2010/2090	(ii) in reliance on the certificate obtained under paragraph (7)(b), that he is capable of obtaining [undertaking] such employment am. 2010/2090
and may recover any payment made in respect of any period before discontinuance during which they considers him to have been in gainful employment.	and may recover any payment made in respect of any period before discontinuance during which they considers him to have been in gainful employment.
(b) The authority [Subject to sub-paragraph (bb), the authority] shall in any event discontinue the payment of benefits under paragraph (4) after they have been in payment to a person for three years. <i>am.</i> 2010/2090	(b) The authority [Subject to sub-paragraph (bb), the authority] shall in any event discontinue the payment of benefits under paragraph (4) after they have been in payment to a person for three years. <i>am.</i> 2010/2090
[(bb)Paragraph (b) does not apply where a person reaches the age of 65.]  ins. 2010/2090	[(bb)Paragraph (b) does not apply where a person reaches the age of 65.] ins. 2010/2090
(c) The authority shall forthwith notify the appropriate administering authority of any action they have taken under this paragraph.	(c) The authority shall forthwith notify the appropriate administering authority of any action they have taken under this paragraph.
(9) A person in respect of whom the payment of benefits is discontinued under paragraph (8) shall be treated as a pensioner member with deferred benefits from the date the suspension takes effect, and shall not be eligible to receive benefits under paragraph (4) in respect of any future period.	(9) A person in respect of whom the payment of benefits is discontinued under paragraph (8) shall be treated as a pensioner member with deferred benefits from the date the suspension takes effect, and shall not be eligible to receive benefits under paragraph (4) in respect of any future period.
(10) If a person in respect of whom the payment of benefits is discontinued under paragraph (8) subsequently becomes an active member of the Scheme, his earlier period of active membership in respect of which benefits were paid under paragraph (4) shall not be aggregated with his later active membership.	(10) If a person in respect of whom the payment of benefits is discontinued under paragraph (8) subsequently becomes an active member of the Scheme, his earlier period of active membership in respect of which benefits were paid under paragraph (4) shall not be aggregated with his later active membership.

(11) (a) An authority which has made a determination under paragraph	(11) (a) An authority which has made a determination under paragraph
(4) in respect of a member may make a subsequent determination	(4) in respect of a member may make a subsequent determination
under paragraph (3) in respect of him.	under paragraph (3) in respect of him.
[(aa)A subsequent determination under paragraph (3) must be made	[(aa)A subsequent determination under paragraph (3) must be made
within three years of the date that payment of benefits is discontinued	within three years of the date that payment of benefits is discontinued
under <del>paragraph (8)(b)</del> [paragraph (8)], or before the member reaches	under <del>paragraph</del> (8)(b) [paragraph (8)], or before the member reaches
the age of 65 if earlier.]	the age of 65 if earlier.]
ins. 2010/2090, am. 2011/561	ins. 2010/2090, am. 2011/561
(b) Any increase in benefits payable as a result of any such subsequent	(b) Any increase in benefits payable as a result of any such subsequent
determination is payable from the date of that determination.	determination is payable from the date of that determination.
[(11A) Where an authority makes a determination of benefits under	[(11A) Where an authority makes a determination of benefits under
paragraph (2) or (3) ("the subsequent determination") in the case of a	paragraph (2) or (3) ("the subsequent determination") in the case of a
person—	person—
(a) for whom a retirement pension had already been determined under	(a) for whom a retirement pension had already been determined under
paragraph (2) or (3) ("the initial determination"), and	paragraph (2) or (3) ("the initial determination"), and
(b) who subsequently became an active member of the Scheme,	(b) who subsequently became an active member of the Scheme,
his earlier period of active membership (calculated under the initial	his earlier period of active membership (calculated under the initial
determination) shall not when aggregated with his later period of	determination) shall not when aggregated with his later period of
active membership (calculated under the subsequent determination),	active membership (calculated under the subsequent determination),
exceed the total membership he would have had, were the initial	exceed the total membership he would have had, were the initial
determination to have been made under paragraph (2).]	determination to have been made under paragraph (2).]
ins. 2010/2090	ins. 2010/2090
(12) (a) Subject to sub-paragraph (b) and to paragraph (13), in the case	(12) (a) Subject to sub-paragraph (b) and to paragraph (13), in the case
of a member in part-time service, the period to be added under	of a member in part-time service, the period to be added under
paragraph (2)(b) or (3)(b), as the case may be, is calculated in	paragraph (2)(b) or (3)(b), as the case may be, is calculated in
accordance with regulation 7(3) as if he had remained in such part-	accordance with regulation 7(3) as if he had remained in such part-
time service until his normal retirement age.	time service until his normal retirement age.
(b) If the certificate obtained under paragraph (5) states that, in the	(b) If the certificate obtained under paragraph (5) states that, in the
medical practitioner's opinion, the member is wholly or partly in part-	medical practitioner's opinion, the member is wholly or partly in part-
time service as a result of the condition [the member is in part-time	time service as a result of the condition [the member is in part-time
service wholly or partly as a result of the condition] that has caused	service wholly or partly as a result of the condition] that has caused
him to be incapable of discharging efficiently the duties of the relevant	him to be incapable of discharging efficiently the duties of the relevant
local government employment, no account shall be taken of such	local government employment, no account shall be taken of such
reduction in his service as is attributable to that condition.	reduction in his service as is attributable to that condition.
am. 2010/2090	am. 2010/2090
(13) But if, in the case of a person who is a member before 1st April	(13) But if, in the case of a person who is a member before 1st April
2008, and who has attained the age of 45 before that date, the period to	2008, and who has attained the age of 45 before that date, the period to
be added under paragraph (2)(b) or (3)(b) is less than the period that	be added under paragraph (2)(b) or (3)(b) is less than the period that

would have been added had regulation 28 of the 1997 Regulations	would have been added had regulation 28 of the 1997 Regulations
applied, then his benefits are increased by adding the latter period.	applied, then his benefits are increased by adding the latter period.
[(13) But in the case of a person who is an active member before 1st	[(13) But in the case of a person who is an active member before <b>1st</b>
April 2008 and who—	April 2012 and who—
(a) has reached the age of 45 before that date;	(a) has reached the age of 45 before that date;
(b) has had continuous membership; and	(b) has had continuous membership; and
(c) has not received any benefits in respect of that membership,	(c) has not received any benefits in respect of that membership,
his benefits are increased by adding the period that would have been	his benefits are increased by adding the period that would have been
added had regulation 28 of the 1997 Regulations applied if such period	added had regulation 28 of the 1997 Regulations applied if such period
is greater than the period to be added under paragraph (2)(b) or (3)(b).]	is greater than the period to be added under paragraph (2)(b) or (3)(b).]
subst. 2010/2090	subst. 2010/2090
(14) In this regulation –	(14) In this regulation –
"gainful employment" means paid employment for not less than 30	"gainful employment" means paid employment for not less than 30
hours in each week for a period of not less than 12 months;	hours in each week for a period of not less than 12 months;
"permanently incapable" means that the member will, more likely than	"permanently incapable" means that the member will, more likely than
not, be incapable until, at the earliest, his 65th birthday; and	not, be incapable until, at the earliest, his 65th birthday; and
"qualified in occupational health medicine" [an independent	"qualified in occupational health medicine" [an independent
registered medical practitioner <del>qualified in occupational health</del>	registered medical practitioner <del>qualified in occupational health</del>
medicine ("IRMP") "an independent registered medical practitioner	medicine ("IRMP") "an independent registered medical practitioner
("IRMP") qualified in occupational health medicine" means a	("IRMP") qualified in occupational health medicine" means a
practitioner who is registered with the General Medical Council and	practitioner who is registered with the General Medical Council and
_	_
(a) holds a diploma in occupational health medicine (D Occ Med) or	(a) holds a diploma in occupational health medicine (D Occ Med) or
an equivalent qualification issued by a competent authority in an EEA	an equivalent qualification issued by a competent authority in an EEA
state; and for the purposes of this definition, "competent authority" has	state; and for the purposes of this definition, "competent authority" has
the meaning given by section 55(1) of the Medical Act 1983; or	the meaning given by section 55(1) of the Medical Act 1983(5); or
(b) is an Associate, a Member or a Fellow of the Faculty of	(b) is an Associate, a Member or a Fellow of the Faculty of
Occupational Medicine or an equivalent institution of an EEA state.]	Occupational Medicine or an equivalent institution of an EEA state.]
am. 2010/2090, 2011/561	am. 2010/2090, 2011/561
(15) Where, apart from this paragraph, the benefits payable to a	(15) Where, apart from this paragraph, the benefits payable to a
member in respect of whom his employing authority makes a	member in respect of whom his employing authority makes a
determination under paragraph (1) before 1st October 2008 would	determination under paragraph (1) before <b>1st October 2012</b> would
place him in a worse position than he would otherwise be had the 1997	place him in a worse position than he would otherwise be had the 1997
Regulations continued to apply, then those Regulations shall have	Regulations continued to apply, then those Regulations shall have
effect in relation to him as if they were still in force instead of the	effect in relation to him as if they were still in force instead of the
preceding paragraphs of this regulation.]	preceding paragraphs of this regulation.]
Election for lump sum in lieu of pension	Election for lump sum in lieu of pension
21.—(1) A member in respect of whom a benefit crystallisation event	21.—(1) A member who becomes entitled to a pension or lump sum

within the meaning of the Finance Act 2004 occurs on or after 1st	<b>payment under the Scheme</b> may choose in writing to the appropriate
April 2008 may choose in writing to the appropriate administering authority before any benefits become payable to commute his pension,	administering authority before any benefits become payable to commute his pension, or a part thereof, at a rate of £12 for every £1 of
or a part thereof, at a rate of £12 for every £1 of annual pension	annual pension entitlement surrendered.
entitlement surrendered.	aminual pension entitlement surrendered.
(2) But the total amount of the member's commuted sum, including	(2) But the total amount of the member's commuted sum, including
any sum received as benefits provided in the form of a lump sum in	any sum received as benefits provided in the form of a lump sum in
accordance with regulation 15 shall not exceed 25% of the capital	accordance with regulation 15 shall not exceed 25% of the capital
value of his accrued rights.	value of his accrued rights.
(3) For the purposes of this regulation, a member's accrued rights	(3) For the purposes of this regulation, a member's accrued rights
include rights accrued in respect of any payments made by or for him	include rights accrued in respect of any payments made by or for him
in accordance with the 1997 Regulations.	in accordance with the 1997 Regulations.
(4) The capital value of a member's accrued rights shall be calculated	(4) The capital value of a member's accrued rights shall be calculated
in accordance with guidance issued by the Government Actuary.	in accordance with guidance issued by the Government Actuary.
(5) And for the purposes of paragraph (1), a member's pension is his	(5) And for the purposes of paragraph (1), a member's pension is his
pension after any reduction pursuant to regulation 18 or 30.	pension after any reduction pursuant to regulation 18 or 30.
Limit on total amount of benefits	Limit on total amount of benefits
22.—(1) A member and any dependent of his shall not be entitled,	22
under any provision of these Regulations, to receive benefits the	
capital value of which exceeds his lifetime allowance increased, where	
applicable, by his primary protection or his enhanced protection except	
in accordance with guidance issued by the Government Actuary.	
(2) In this regulation, "lifetime allowance", "primary protection" and	
"enhanced protection" are to be construed in accordance with section	
218 of, and Schedule 36 to, the Finance Act 2004(6).	
(3) Any calculation of the capital value of a member's benefits for the	(3) Any calculation of the capital value of a member's benefits for the
purposes of this or any other of these Regulations is to be carried out	purposes of this or any other of these Regulations is to be carried out
in accordance with guidance issued by the Government Actuary.	in accordance with guidance issued by the Government Actuary.
(4) The appropriate administering authority is responsible for	(4) The appropriate administering authority is responsible for
deducting from any payment of benefits under the Scheme any tax to	deducting from any payment of benefits under the Scheme any tax to
which they may become chargeable under the Finance Act 2004.	which they may become chargeable under the <i>Income Tax Acts</i> ( <i>Acts</i>
	of Tynwald).
Death grants: active members	Death grants: active members
23.—(1) If an active member dies, a death grant is payable.	23.—(1) If an active member dies, a death grant is payable.
(2) The appropriate administering authority at their absolute discretion	(2) The appropriate administering authority at their absolute discretion
may make payments in respect of the death grant to or for the benefit	may make payments in respect of the death grant to or for the benefit
of the member's nominee or personal representatives, or any person	of the member's nominee or personal representatives, or any person

appearing to the authority to have been his relative or dependant at any	appearing to the authority to have been his relative or dependant at any
time.	time.
(3) The death grant is his final pay multiplied by 3.	(3) The death grant is his final pay multiplied by 3.
(4) But in calculating death grant [But, subject to paragraph (4A), in	(4) But in calculating death grant [But, subject to paragraph (4A), in
calculating the death grant] in respect of a part-time employee, actual	calculating the death grant] in respect of a part-time employee, actual
pensionable pay in part-time employment is to be used.	pensionable pay in part-time employment is to be used.
am. 2010/2090	am. 2010/2090
[(4A) Where, in the opinion of an IRMP the member was, at the date	[(4A) Where, in the opinion of an IRMP the member was, at the date
of death, in part-time service wholly or partly as a result of the	of death, in part-time service wholly or partly as a result of the
condition that caused or contributed to the member's death, no account	condition that caused or contributed to the member's death, no account
shall be taken of any reduction in pay due to such reduction in service	shall be taken of any reduction in pay due to such reduction in service
as is attributable to that condition.]	as is attributable to that condition.]
ins. 2010/2090	ins. 2010/2090
(5) If the administering authority have not made payments under	(5) If the administering authority have not made payments under
paragraph (1) equalling in aggregate the member's death grant before	paragraph (1) equalling in aggregate the member's death grant before
the expiry of two years beginning with his death, they must pay an	the expiry of two years beginning with his death, they must pay an
amount equal to the shortfall to the member's personal representatives.	amount equal to the shortfall to the member's personal representatives.
[(5) If the administering authority have not made payments under	[(5) If the administering authority have not made payments under
paragraph (1) equalling in aggregate the member's death grant before	paragraph (1) equalling in aggregate the member's death grant before
the expiry of two years—	the expiry of two years—
(a) beginning with his death or	(a) beginning with his death or
(b) beginning with the date on which the administering authority could	(b) beginning with the date on which the administering authority could
reasonably be expected to have become aware of the member's death,	reasonably be expected to have become aware of the member's death,
they must pay an amount equal to the shortfall to the member's	they must pay an amount equal to the shortfall to the member's
personal representatives.]	personal representatives.]
subst. 2008/2425	subst. 2008/2425
Survivor benefits: active members	Survivor benefits: active members
24.—(1) If a member dies leaving a surviving spouse, nominated	24.—(1) If a member dies leaving a surviving spouse, nominated
cohabiting partner or civil partner, that person is entitled to a pension[,	cohabiting partner or civil partner, that person is entitled to a pension[,
which shall come into payment on the day following death].	which shall come into payment on the day following death].
am. 2010/2090	am. 2010/2090
(2) The pension is calculated by multiplying his total membership,	(2) The pension is calculated by multiplying his total membership,
augmented as if Regulation 20(2) applied, by his final pay and divided	augmented as if Regulation 20(2) applied, by his final pay and divided
<del>by 160.</del>	by 160.
[(2) (a) Subject to the provisions listed in sub-paragraph (b) and to	[(2) (a) Subject to the provisions listed in sub-paragraph (b) and to
paragraph (2A), the pension is calculated by multiplying the member's	paragraph (2A), the pension is calculated by multiplying the member's
total membership, augmented as if regulation 20(2) applied, by his or	total membership, augmented as if regulation 20(2) applied, by his or
her final pay and divided by 160;	her final pay and divided by 160;

(b) The provisions mentioned in sub-paragraph (a) are—	(b) The provisions mentioned in sub-paragraph (a) are—
(i) regulations 14, 14A and 15;	(i) regulations 14, 14A and 15;
(ii) regulations 20(4)(a) and 20A of the 1997 Regulations; and	(ii) regulations 20(4)(a) and 20A of the 1997 Regulations; and
(iii) regulations 23 to 26 of the Administration Regulations.]	(iii) regulations 23 to 26 of the Administration Regulations.]
subst. 2010/2090	subst. 2010/2090
[(2A) Where, in the opinion of an IRMP the member was at the date of	[(2A) Where, in the opinion of an IRMP the member was at the date of
death, in part-time service wholly or partly as a result of the condition	death, in part-time service wholly or partly as a result of the condition
that caused or contributed to the member's death, no account shall be	that caused or contributed to the member's death, no account shall be
taken of any reduction in pay [membership] due to such reduction in	taken of any reduction in pay [membership] due to such reduction in
service as is attributable to that condition.]	service as is attributable to that condition.]
ins. 2010/2090, am. 2011/561	ins. 2010/2090, am. 2011/561
(3) If there is more than one surviving spouse, they become jointly	(3) If there is more than one surviving spouse, they become jointly
entitled in equal shares under paragraph (1).	entitled in equal shares under paragraph (1).
Meaning of "nominated cohabiting partner"	Meaning of "nominated cohabiting partner"
25.—(1) "Nominated cohabiting partner" means a person nominated	25.—(1) "Nominated cohabiting partner" means a person nominated
by a member in accordance with the terms of this regulation.	by a member in accordance with the terms of this regulation.
(2) A member (A) may nominate another person (B) to receive	(2) A member (A) may nominate another person (B) to receive
benefits under the Scheme by giving to his administering authority a	benefits under the Scheme by giving to his administering authority a
declaration signed by both A and B that the condition in paragraph (3)	declaration signed by both A and B that the condition in paragraph (3)
has been satisfied for a continuous period of at least 2 years which	has been satisfied for a continuous period of at least 2 years which
includes the day on which the declaration is signed.	includes the day on which the declaration is signed.
(3) The condition is that—	(3) The condition is that—
(a) A is able to marry, or form a civil partnership with, B,	(a) A is able to marry, or form a civil partnership with, B,
(b) A and B are living together as if they were husband and wife or as	(b) A and B are living together as if they were husband and wife or as
if they were civil partners,	if they were civil partners,
(c) neither A nor B is living with a third person as if they were	(c) neither A nor B is living with a third person as if they were
husband and wife or as if they were civil partners, and	husband and wife or as if they were civil partners, and
(d) either B is financially dependent on A or A and B are financially	(d) either B is financially dependent on A or A and B are financially
interdependent.	interdependent.
(4) But a nomination has no effect if the condition in paragraph (3) has	(4) But a nomination has no effect if the condition in paragraph (3) has
not been satisfied for a continuous period of at least 2 years which	not been satisfied for a continuous period of at least 2 years which
includes the day on which the declaration is signed.	includes the day on which the declaration is signed.
(5) A nomination ceases to have effect if—	(5) A nomination ceases to have effect if—
(a) either A or B gives written notice of revocation to the Secretary of	(a) either A or B gives written notice of revocation to the Secretary of
State [the administering authority],	State [the administering authority],
am. 2008/1083	am. 2008/1083
(b) A makes a subsequent nomination under this regulation,	(b) A makes a subsequent nomination under this regulation,

(c) either A or B marries, forms a civil partnership or lives with a third person as if they were husband and wife or as if they were civil	(c) either A or B marries or lives with a third person as if they were husband and wife, or
partners, or	
(d) B dies.	(d) B dies.
(6) B is A's surviving nominated partner if—	(6) B is A's surviving nominated partner if—
(a) the nomination has effect at the date of A's death, and	(a) the nomination has effect at the date of A's death, and
(b) B satisfies the Secretary of State [the administering authority] that	(b) B satisfies the Secretary of State that the condition in paragraph (2)
the condition in paragraph (2) [in paragraph (3)] was satisfied for a continuous period of at least 2 years immediately prior to A's death. <i>am.</i> 2008/1083	was satisfied for a continuous period of at least 2 years immediately prior to A's death.
(7) For the purposes of this regulation, two people of the same sex are	(7) For the purposes of this regulation, two people of the same sex are
to be regarded as living together as if they were civil partners if they would be regarded as living together as husband and wife if they were not of the same sex.	to be regarded as living together as if they were civil partners if they would be regarded as living together as husband and wife if they were not of the same sex.
[(8) In this regulation, "member" means an active member or a former	[(8) In this regulation, "member" means an active member or a former
active member who has become a deferred or pensioner member in	active member who has become a deferred or pensioner member in
accordance with these Regulations.]	accordance with these Regulations.]
ins. 2008/1083	ins. 2008/1083
Meaning of "eligible child"	Meaning of "eligible child"
subst. 2008/1083	subst. 2008/1083
26. (1) The child of a deceased member is an eligible child if he falls	26. (1) The child of a deceased member is an eligible child if he falls
within the meaning of "dependant" for the purposes of Part 2 of	within the meaning of "dependant" for the purposes of Part 2 of
Schedule 28 to the Finance Act 2004 as modified by regulation 34 of	Schedule 28 to the Finance Act 2004 as modified by regulation 34 of
the Taxation of Pension Schemes (Transitional Provisions) Order	the Taxation of Pension Schemes (Transitional Provisions) Order
<del>2006(7)</del>	<del>2006(7)</del>
(2) But a child who was born on or after the first anniversary of the	(2) But a child who was born on or after the first anniversary of the
date of the deceased's death is not an eligible child.	date of the deceased's death is not an eligible child.
(3) If an appropriate administering authority wish—	(3) If an appropriate administering authority wish
(a) they may treat education or training as continuous despite a break.;	(a) they may treat education or training as continuous despite a break.;
and	and
(b) they may suspend payment of any entitlement to benefits under	(b) they may suspend payment of any entitlement to benefits under
regulations 28, 34 or 37 during such a break.	regulations 28, 34 or 37 during such a break.
[26.—(1) Subject to paragraph (3), the child of a deceased member is	[26.—(1) Subject to paragraph (3), the child of a deceased member is
an eligible child if he is wholly or mainly dependent on the member,	an eligible child if he is wholly or mainly dependent on the member,
and is less than 18 years of age, at the date of the member's death.	and is less than 18 years of age, at the date of the member's death.
(2) But a child who is born on or after the first anniversary of the date	(2) But a child who is born on or after the first anniversary of the date
of the member's death is not an eligible child.	of the member's death is not an eligible child.

(3) A dependent child who has reached the age of 18 but has not reached the age of 23 and is in full time education or undertaking vocational training at the date of the member's death is an eligible child.  (4) An appropriate administering authority may treat a dependent child who commences full time education or vocational training after the date of the member's death as an eligible child death of the member's death as an eligible child after he reaches the age of 18 and until he reaches the age of 18 and until he reaches the age of 18 and until he reaches the age of 23.  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entiltement to benefits under regulation  28, 34 or 37 during such a break.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.  (6) The pension is payable from the death:  [The pension is payable on the day following death.]  **subst. 2010/2090**  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child to be applied for the benefi		·
vocational training at the date of the member's death is an eligible child.  (4) An appropriate administering authority may treat a dependent child who commences full time education or vocational training after the date of the member's death as an eligible child after he reaches the age of 18 and until he reaches the age of 23.  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may —  (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may —  (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (c) An appropriate administering authority may —  (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 and eligible child.  (c) An appropriate administering authority may pay the whole or part of a children's pensions  (d) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act 1995 2006 (an Act of Tynwald) as an eligible child.  (d) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child or a decision or a eligible child or a break.  (2) The pension i	(3) A dependent child who has reached the age of 18 but has not	(3) A dependent child who has reached the age of 18 but has not
child.  (4) An appropriate administering authority may treat a dependent child who commences full time education or vocational training after the date of the member's death as an eligible child after he reaches the age of 18 and until he reaches the age of 23.  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may— (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may— (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may— (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may— (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is p		
(4) An appropriate administering authority may treat a dependent child who commences full time education or vocational training after the date of the member's death as an eligible child after he reaches the age of 18 and until he reaches the age of 23.  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 26.  (b) suspend payment of any entitlement to benefits under regulation 26.  (c) An appropriate administering authority may reat a dependent child who commences full time education or training as continuous despite a break; and  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 24.  (a) the area deducation or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 24.  (a) the area child education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulatio		
who commences full time education or vocational training after the date of the member's death as an eligible child after he reaches the age of 18 and until he reaches the age of 23.  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may— (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.] Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension is payable from the death.  [The pension is payable from the death. [The pension is payable from the death.] [The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  Ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by		
date of the member's death as an eligible child after he reaches the age of 18 and until he reaches the age of 23 .  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death. [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  (15) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, or be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (3) Where there is only one such child, the pension is calculated by  date of the member's deathe and legible child falling within paragraph (4), an appropriate administering authority may pension.  (3) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may the appropriate administering authority may the appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  Children's pension is payable	(4) An appropriate administering authority may treat a dependent child	(4) An appropriate administering authority may treat a dependent child
of 18 and until he reaches the age of 23.  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pensions  77.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 23, 34 or 37 during such a break.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child, who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  Children's pension is payable from the death.  [The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension whe	who commences full time education or vocational training after the	who commences full time education or vocational training after the
(5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  (5) In the case of a dependent child falling within paragraph (4), an appropriate administering authority may —  (a) treat education or training as continuous despite a break; and  (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (b) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension is payable from the death.  [The pension is payable from the death.]  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  (5) The appropriate administering authority may p	date of the member's death as an eligible child after he reaches the age	date of the member's death as an eligible child after he reaches the age
appropriate administering authority may— (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.] Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension. (2) The pension is payable on the day following death.]  In abst. 2010/2090 (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26. (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be. (5) The appropriate administering authority may pay the whole or part of a children's pensions cative members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows. (2) If a survivor benefit is payable under regulation 24. (3) Where there is only one such child, the pension is calculated by  appropriate administering authority may — (a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension is payable on the day following death.]  Subst. 2010/2090  (3) An eligible child cases to be entitled to a pension when he ceases to be a child within regulation 26. (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  (5) The appropriate administering authority may pay the whole or part of a children's	of 18 and until he reaches the age of 23.	of 18 and until he reaches the age of 23.
(a) treat education or training as continuous despite a break; and (b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break. (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension. (2) The pension is payable on the day following death.]  Subst. 2010/2090 (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26. (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable from the death.]  [The pension is payable on the day following death.]  Subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  Children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (3) Where there is only one such child, the pension is calcul	(5) In the case of a dependent child falling within paragraph (4), an	(5) In the case of a dependent child falling within paragraph (4), an
(b) suspend payment of any entitlement to benefits under regulation 28, 34 or 37 during such a break.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  (7) Children's pensions  (8) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  (8) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  (9) The member dies leaving one or more eligible children, they are entitled to a children's pension.  (1) The pension is payable from the death.  (2) The pension is payable from the death.  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  (5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  (7) In a mount of the pension of an eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (3) Where there is only one such child, the pension is calculated by	appropriate administering authority may —	appropriate administering authority may —
28, 34 or 37 during such a break.  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may great a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	(a) treat education or training as continuous despite a break; and	(a) treat education or training as continuous despite a break; and
(6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  (6) An appropriate administering authority may as an eligible child, who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  (6) An appropriate administering authority may as an eligible child.]  (6) An appropriate administering authority may as an eligible child.]  (6) An appropriate administering authority may as an eligible child.]  (7) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable onthe death.  [The pension is payable onthe death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 28.  (4) The amount of that pension is calculated in accordance w	(b) suspend payment of any entitlement to benefits under regulation	(b) suspend payment of any entitlement to benefits under regulation
(6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  (6) An appropriate administering authority may treat a dependent child who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  (6) An appropriate administering authority may as an eligible child, who is disabled within the meaning of the Disability Discrimination Act 1995 2006 (an Act of Tynwald) as an eligible child.]  (6) An appropriate administering authority may as an eligible child.]  (6) An appropriate administering authority may as an eligible child.]  (6) An appropriate administering authority may as an eligible child.]  (7) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable onthe death.  [The pension is payable onthe death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 28.  (4) The amount of that pension is calculated in accordance w	28, 34 or 37 during such a break.	28, 34 or 37 during such a break.
Act 1995 as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions  Act 1995 2006 (an Act of Tynwald) as an eligible child.]  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by		(6) An appropriate administering authority may treat a dependent child
Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death. [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions  Children's pensions  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a deceased active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	who is disabled within the meaning of the Disability Discrimination	who is disabled within the meaning of the Disability Discrimination
27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable from the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  27.—(1) If a member dies leaving one or more eligible children, they are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable from the death.  [The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to	Act 1995 as an eligible child.]	Act 1995 2006 (an Act of Tynwald) as an eligible child.]
are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  are entitled to a children's pension.  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	Children's pensions	Children's pensions
(2) The pension is payable from the death. [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (2) If a survivor benefit is payable under regulation 24—  (2) The pension is payable from the death.  [The pension is payable on the day following death.]  subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	27.—(1) If a member dies leaving one or more eligible children, they	27.—(1) If a member dies leaving one or more eligible children, they
[The pension is payable on the day following death.] subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.] ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated in accordance with regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a deceased active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	are entitled to a children's pension.	are entitled to a children's pension.
subst. 2010/2090  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  (3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	(2) The pension is payable from the death.	(2) The pension is payable from the death.
(3) An eligible child ceases to be entitled to a pension when he ceases to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	[The pension is payable on the day following death.]	[The pension is payable on the day following death.]
to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  to be a child within regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 26.  (4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a children's pensions: active members  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	subst. 2010/2090	subst. 2010/2090
(4) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of that pension is calculated in accordance with regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	(3) An eligible child ceases to be entitled to a pension when he ceases	(3) An eligible child ceases to be entitled to a pension when he ceases
regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  regulation 28, 34 or 37, as the case may be.  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	to be a child within regulation 26.	to be a child within regulation 26.
[(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  Children's pensions: active members  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  [(5) The appropriate administering authority may pay the whole or part of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child of a children's pensions: active members  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	(4) The amount of that pension is calculated in accordance with	(4) The amount of that pension is calculated in accordance with
of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  Children's pensions: active members  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  of a children's pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, the pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, the pension to a person other than an eligible child, the pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, the pension to a person other than an eligible child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child, the pension to a person other than an eligible child of a child, to be applied for the benefit of one or more eligible child, to be applied for the benefit of one or more eligible child of a deceased active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.	regulation 28, 34 or 37, as the case may be.	regulation 28, 34 or 37, as the case may be.
applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  applied for the benefit of one or more eligible children as the authority may direct.]  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	[(5) The appropriate administering authority may pay the whole or part	[(5) The appropriate administering authority may pay the whole or part
may direct.] ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  may direct.] ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	of a children's pension to a person other than an eligible child, to be	of a children's pension to a person other than an eligible child, to be
ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  ins. 2009/3150  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	applied for the benefit of one or more eligible children as the authority	applied for the benefit of one or more eligible children as the authority
Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  Children's pensions: active members  28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	may direct.]	may direct.]
28.—(1) The amount of the pension of an eligible child of a deceased active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by	ins. 2009/3150	ins. 2009/3150
active member is calculated as follows.  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by  (2) If a survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by		Children's pensions: active members
(2) If a survivor benefit is payable under regulation 24— (a) where there is only one such child, the pension is calculated by (2) If a survivor benefit is payable under regulation 24— (a) where there is only one such child, the pension is calculated by		
(a) where there is only one such child, the pension is calculated by		
multiplying the member's total membership, augmented as if multiplying the member's total membership, augmented as if	(a) where there is only one such child, the pension is calculated by	(a) where there is only one such child, the pension is calculated by
	multiplying the member's total membership, augmented as if	multiplying the member's total membership, augmented as if

kegulation 20(2) applied, by fish lad pay, and dividing by 3:07, and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 160; and (ii) those children are jointly entitled in equal shares. (ii) those children are jointly entitled in equal shares. (ii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iv) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (iv) there there is more than one such child— (iv) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (iv) there there is more than one such child— (iv) there is nore than one such child— (iv) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (iv) there there is more than one such child— (iv) there there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by this final pay, and dividing by 120; and (iv) there is more than one such child— (iv) there there is only one such child— (iv) there there is only one such child—(iv) there there is more than one such child—(iv) there there is only one such child—(iv) there there is only one such child—(iv) there there	D 1.1 20(2) 1.11 1.5 1 1.11 1.320 1	D 1.: 20/2) 1: 11 1: C 1 11: 1: 1 220 1
(i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 160; and (ii) those children are jointly entitled in equal shares. (3) If no survivor benefit is payable under regulation 24— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  (ii) those payable on his activated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  (ii) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 24— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 24— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 24— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  (ii) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  (ii) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equ	Regulation 20(2) applied, by his final pay, and dividing by 320; and	Regulation 20(2) applied, by his final pay, and dividing by 320; and
membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 160; and  (ii) those children are jointly entitled in equal shares.  (3) If no survivor benefit is payable under regulation 24—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child—  (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child—  (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is more than one such child.—  (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (b) where there is only one such child.—  (ii) those children are jointly entitled in equal shares.  Calculation on leaving early substituted in a pay and dividing by 120; and (ii) those children are jo		· /
pay, and dividing by 160; and (ii) those children are jointly entitled in equal shares. (3) If no survivor benefit is payable under regulation 24— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares. (Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement age, is calculated in accordance with regulations at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 146 to 148 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations of these Regulations phice in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations of the 1907 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement age, is calculated in accordance with regulations of the 1907 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate		, , ,
(ii) those children are jointly entitled in equal shares. (3) If no survivor benefit is payable under regulation 24— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares. (ii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (iii) those children are jointly entitled in equal shares. (a) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  (a) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  (a) the pension is calculated in equal shares.  (a) the pension is calculated in accordance with regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  (a) This regulation applies in the ca		
(3) If no survivor benefit is payable under regulation 24— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20. (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 16 to 180 of the 1997 Regulations.  (3) But that entitlement is extinguished if an aggregation takes place under regulation 5 to 20. (2) His entitlement to benefits that would, apart from any other provision of these Regulations applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations.  129.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations.  129.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations.  129.—(1) This regulations applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations.  129.—(1) This regulation applies in		
(a) where there is only one such child, the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement age, is calculated in accordance with regulations 14 to 20.  (2) His entitlement is extinguished if an aggregation takes place under regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations 16 to 20.  (2) His entitlement is extinguished if an aggregation takes place under regulations 116 to 118 of the 1997 Regulations.  (2) — (1) This regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation for 20 or if a transfer out takes place under regulations 116 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations (2) or if a transfer out takes place under regulations (2) or if a transfer out takes place under regulation for 2) or if a transfer out takes place under regulation for 2) or if a transfer out takes place under regulation for 2) or if a transfer out takes place under regulation for 2) or if a transfer out takes place under regulation for 2) or if a transfer out takes place under regulation for 2) or if a transfer out takes place under regulation for 2) or if a trans		
multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29.—(1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations. He case of a member who leaves at the date of his leaving such employment.  (2) His entitlement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulations. 129.—(1) This regulation applies in the case of a member who leaves she semployment and is not entitled to immediate payment of retirement pension of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 116 to 118 of the 1997 Regulations. 129.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20. (2) His entitlement to benefits that would, apart from any other provision of these Regulations. 129.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations. 129.—(1) This regulation applies in the case of a member who leaves his employment to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 110 be 118 of the 1997 Regulations. 120.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payme	(3) If no survivor benefit is payable under regulation 24—	(3) If no survivor benefit is payable under regulation 24—
Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 146 to 118 of the 1997 Regulations.  Regulation 20(2) applied, by his final pay, and dividing by 240; and (b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations fole) or if a transfer out takes place under regulations fole) or if a transfer out takes place under regulations fole) or if a transfer out takes place under regulation fole) or if a transfer out takes place under regulation fole) or if a transfer out takes	(a) where there is only one such child, the pension is calculated by	(a) where there is only one such child, the pension is calculated by
(b) where there is more than one such child— (i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations. Decome payable on his attaining normal retirement age, is calculated in accordance with regulations 116 to 118 of the 1997 Regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement age, is calculated in accordance with regulations 116 to 118 of the 1997 Regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 129.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations.  (3) But that entitlement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place under regulation 6(2) or if a transfer out takes place unde	multiplying the member's total membership, augmented as if	multiplying the member's total membership, augmented as if
(i) the pension is calculated by multiplying the member's total membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations.  (3) But that entitlement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement age, payable on attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement age, payable on attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement age, payable on attaining normal retirement age.	Regulation 20(2) applied, by his final pay, and dividing by 240; and	Regulation 20(2) applied, by his final pay, and dividing by 240; and
membership, augmented as if Regulation 20(2) applied, by his final pay, and dividing by 120; and (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations. 16 to 20.  (2) His entitlement is extinguished if an aggregation takes place under regulation 4(2) or if a transfer out takes place under regulation 4(2) or if a transfer out takes place under regulations. 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 4(2) or if a transfer out takes place under regulations. 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations 16 to 20.  (2) His regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	(b) where there is more than one such child—	(b) where there is more than one such child—
pay, and dividing by 120; and  (ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other pension under any of regulations.  (3) Subject to regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	(i) the pension is calculated by multiplying the member's total	(i) the pension is calculated by multiplying the member's total
(ii) those children are jointly entitled in equal shares.  Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulations 416 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (3) But that entitlement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	membership, augmented as if Regulation 20(2) applied, by his final	membership, augmented as if Regulation 20(2) applied, by his final
Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 416 to 118 of the 1997 Regulations.  [29.—(1) This regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations.  [29.—(1) This regulations applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate powernment employment etirement provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such em	pay, and dividing by 120; and	pay, and dividing by 120; and
Calculation on leaving early subst. 2008/1083  29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 416 to 118 of the 1997 Regulations.  [29.—(1) This regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations.  [29.—(1) This regulations applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate powernment employment etirement provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such em	(ii) those children are jointly entitled in equal shares.	(ii) those children are jointly entitled in equal shares.
29. (1) This regulation applies in the case of a member who leaves local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement is extinguished if an aggregation takes place under regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.		Calculation on leaving early
local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 17 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 416 to 118 of the 1997 Regulations at the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement age.  Iocal government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	subst. 2008/1083	subst. 2008/1083
local government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 17 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 416 to 118 of the 1997 Regulations at the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement age.  Iocal government employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	29. (1) This regulation applies in the case of a member who leaves	29. (1) This regulation applies in the case of a member who leaves
(2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations (2) or if a transfer out takes	local government employment and is not entitled to immediate	
provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 6(2) or if a transfer out takes place under regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations (3) But that entitlement is extinguished if an aggregation takes place under regulations (42) or if a transfer out takes place under regulations (52) or if a transfer out takes place under regulations (16 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	payment of retirement pension under any of regulations 16 to 20.	payment of retirement pension under any of regulations 16 to 20.
normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 6(2) or if a transfer out takes place under regulations 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	(2) His entitlement to benefits that would, apart from any other	(2) His entitlement to benefits that would, apart from any other
at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations (2) or if a transfer out takes place under regulations (118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	provision of these Regulations, become payable on his attaining	provision of these Regulations, become payable on his attaining
(3) But that entitlement is extinguished if an aggregation takes place under regulation 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) But that entitlement is extinguished if an aggregation takes place under regulations 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	normal retirement age, is calculated in accordance with regulation 7 as	normal retirement age, is calculated in accordance with regulation 7 as
under regulation 6(2) or if a transfer out takes place under regulations  116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 6(2) or if a transfer out takes place under regulations 116 to 118 of the 1997 Regulations.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	at the date of his leaving such employment.	at the date of his leaving such employment.
116 to 118 of the 1997 Regulations.   116 to 118 of the 1997 Regulations.   129.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.   (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.   (3) Subject to regulations 30 and 31, his retirement age.   (3) Subject to regulations a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.   (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.   (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.   (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	(3) But that entitlement is extinguished if an aggregation takes place	(3) But that entitlement is extinguished if an aggregation takes place
[29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement age.  [29.—(1) This regulation applies in the case of a member who leaves his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	under regulation 6(2) or if a transfer out takes place under regulations	under regulation 6(2) or if a transfer out takes place under regulations
his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  his employment and is not entitled to immediate payment of retirement pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	116 to 118 of the 1997 Regulations.	116 to 118 of the 1997 Regulations.
pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  pension under any of regulations 16 to 20.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	[29.—(1) This regulation applies in the case of a member who leaves	[29.—(1) This regulation applies in the case of a member who leaves
(2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  (2) His entitlement to benefits that would, apart from any other provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	his employment and is not entitled to immediate payment of retirement	his employment and is not entitled to immediate payment of retirement
provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	pension under any of regulations 16 to 20.	pension under any of regulations 16 to 20.
provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  provision of these Regulations, become payable on his attaining normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.	(2) His entitlement to benefits that would, apart from any other	(2) His entitlement to benefits that would, apart from any other
normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  normal retirement age, is calculated in accordance with regulation 7 as at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.		
at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.  at the date of his leaving such employment.  (3) Subject to regulations 30 and 31, his retirement pension becomes payable on attaining normal retirement age.		
payable on attaining normal retirement age. payable on attaining normal retirement age.		
payable on attaining normal retirement age. payable on attaining normal retirement age.	(3) Subject to regulations 30 and 31, his retirement pension becomes	(3) Subject to regulations 30 and 31, his retirement pension becomes

under regulation 6(2) [regulation 6] or if a transfer out takes place under regulations 78 to 80 of the Administration Regulations. <i>am.</i> 2008/2425	under regulation 6(2) [regulation 6] or if a transfer out takes place under regulations 78 to 80 of the Administration Regulations. <i>am.</i> 2008/2425
(5) Where a member chooses not to receive payment of his retirement pension, or any part of it, immediately on attaining normal retirement age, his entitlement is enhanced in accordance with guidance issued by the Government Actuary.]  am. 2010/2090	(5) Where a member chooses not to receive payment of his retirement pension, or any part of it, immediately on attaining normal retirement age, his entitlement is enhanced in accordance with guidance issued by the Government Actuary.]  am. 2010/2090
Choice of early payment of pension	Choice of early payment of pension
30.—(1) If a member leaves a local government employment before he is entitled to the immediate payment of retirement benefits (apart from this regulation), once he has attained the age of 55 he may choose to receive payment of them immediately.	30.—(1) If a member leaves a local government employment before he is entitled to the immediate payment of retirement benefits (apart from this regulation), once he has attained the age of 55 he may choose to receive payment of them immediately.
(2) A choice made by a member aged less than 60 is ineffective without the consent of his employing authority or former employing authority (but see paragraph (6)).  am. 2008/1083	(2) A choice made by a member aged less than 60 is ineffective without the consent of his employing authority or former employing authority (but see paragraph (6)).  am. 2008/1083
(3) If the member so chooses, he is entitled to a pension payable immediately [calculated in accordance with regulation 29]. <i>am.</i> 2008/1083	(3) If the member so chooses, he is entitled to a pension payable immediately [calculated in accordance with regulation 29]. <i>am.</i> 2008/1083
(4) His pension must be reduced by the amounts shown as appropriate	(4) His pension must be reduced by the amounts shown as appropriate
in guidance issued by the Government Actuary.	in guidance issued by the Government Actuary.
(5) A member's employing authority may determine on compassionate grounds that his retirement pension and grant should not be reduced under paragraph (4).  am. 2008/1083	(5) A member's employing authority may determine on compassionate grounds that his retirement pension and grant should not be reduced under paragraph (4).  am. 2008/1083
(6) In the case of a person who is a member on 31st March 2008, and who makes an election before 31st March 2010, paragraph (1) applies as if "the age of 50" were substituted for "the age of 55".	(6) In the case of a person who is a member on 31st March 2008, and who makes an election before 31st March 2010, paragraph (1) applies as if "the age of 50" were substituted for "the age of 55".
[(6) In the case of a person who is an active member on 31st March 2008, and who makes an election before 1st April 2010, paragraph (1) applies as if "the age of 50" were substituted for "the age of 55".] <i>subst.</i> 2008/1083	[(6) In the case of a person who is an active member on <b>31st March 2012</b> , and who makes an election before <b>1st April 2014</b> , paragraph (1) applies as if "the age of 50" were substituted for "the age of 55".] <i>subst.</i> 2008/1083
[(7) Paragraph (6) only applies to a member whose employment has been continuous with the same employing authority throughout that period.]  ins. 2010/2090 [(8) For the purposes of paragraph (7), the employment of a member	[(7) Paragraph (6) only applies to a member whose employment has been continuous with the same employing authority throughout that period.]  ins. 2010/2090

who has been the subject of a transfer to which the Transfer of Undertakings (Protection of Employment) Regulations 2006(23) apply	
shall be treated as being continuous employment with the transferee	
employer.]	
ins. 2010/2090	
[Choice of payment of pension: pensioner member with deferred	[Choice of payment of pension: pensioner member with deferred
benefits	benefits
ins. 2010/2090	ins. 2010/2090
30A.—(1) Where a member who is treated as a pensioner member	30A.—(1) Where a member who is treated as a pensioner member
with deferred benefits under regulation 20(9) ("a regulation 20(9)	with deferred benefits under regulation 20(9) ("a regulation 20(9)
member"), has reached the Scheme's normal retirement age, he or she	member"), has reached the Scheme's normal retirement age, he or she
is entitled to immediate payment of his or her retirement pension	is entitled to immediate payment of his or her retirement pension
without reduction.	without reduction.
(2) Subject to paragraphs (3) and (4), a regulation 20(9) member may	(2) Subject to paragraphs (3) and (4), a regulation 20(9) member may
upon reaching the age of 55, choose to receive payment of his or her	upon reaching the age of 55, choose to receive payment of his or her
retirement pension immediately.	retirement pension immediately.
(3) A choice made by a member aged less than 60 is ineffective	(3) A choice made by a member aged less than 60 is ineffective
without the consent of the member's former employing authority.	without the consent of the member's former employing authority.
(4) Subject to paragraph (5), the member's pension must be reduced	(4) Subject to paragraph (5), the member's pension must be reduced
by the amounts shown as appropriate in guidance issued by the	by the amounts shown as appropriate in guidance issued by the
Government Actuary.	Government Actuary.
(5) The member's former employing authority may determine on	(5) The member's former employing authority may determine on
compassionate grounds that the member's retirement pension should	compassionate grounds that the member's retirement pension should
not be reduced under paragraph (4).]	not be reduced under paragraph (4).]
Early payment of pension: ill-health	Early payment of pension: ill-health
subst. 2008/1083	subst. 2008/1083
31. (1) Subject to paragraph (2), if a member who has left a local	31. (1) Subject to paragraph (2), if a member who has left a local
government employment before he is entitled to the immediate	government employment before he is entitled to the immediate
payment of retirement benefits (apart from this regulation) becomes	payment of retirement benefits (apart from this regulation) becomes
permanently incapable of discharging efficiently the duties of that	permanently incapable of discharging efficiently the duties of that
employment because of ill health or infirmity of mind or body	employment because of ill health or infirmity of mind or body
(a) he may request to receive payment of the retirement benefits	(a) he may request to receive payment of the retirement benefits
immediately, whatever his age, and	immediately, whatever his age, and
(b) paragraphs (2) and (4) of regulation 20 apply.	(b) paragraphs (2) and (4) of regulation 20 apply.
(2) If a member does not request immediate payment under this	(2) If a member does not request immediate payment under this
regulation, he is entitled to receive a pension without reduction,	regulation, he is entitled to receive a pension without reduction,
payable from his normal retirement age.	payable from his normal retirement age.

[31.—(1) Subject to paragraph (2), if a member who has left his	[31.—(1) Subject to paragraph (2), if a member who has left his
employment before he is entitled to the immediate payment of	employment before he is entitled to the immediate payment of
retirement benefits (apart from this regulation) becomes permanently	retirement benefits (apart from this regulation) becomes permanently
incapable of discharging efficiently the duties of that employment	incapable of discharging efficiently the duties of that employment
because of ill-health or infirmity of mind or body he may ask to	because of ill-health or infirmity of mind or body he may ask to
receive payment of his retirement benefits immediately, whatever his	receive payment of his retirement benefits immediately, whatever his
age.	age.
am. 2010/2090	am. 2010/2090
(2) Before determining whether to agree to a request under paragraph	(2) Before determining whether to agree to a request under paragraph
(1), an authority must obtain a certificate from an independent	(1), an authority must obtain a certificate from an independent
registered medical practitioner qualified in occupational health	registered medical practitioner qualified in occupational health
medicine as to whether in his opinion the member is permanently	medicine as to whether in his opinion the member is permanently
incapable of discharging efficiently the duties of the relevant	incapable of discharging efficiently the duties of the relevant
employment because of ill health or infirmity of mind or body and, if	employment because of ill health or infirmity of mind or body and, if
so, whether that condition is likely to prevent the member from	so, whether that condition is likely to prevent the member from
obtaining gainful employment (whether in local government or	obtaining gainful employment (whether in local government or
otherwise) before reaching his normal retirement age, or for at least	otherwise) before reaching his normal retirement age, or for at least
three years, whichever is the sooner.	three years, whichever is the sooner.
[(2) Before determining whether to agree to a request under paragraph	[(2) Before determining whether to agree to a request under paragraph
(1), an employing authority must obtain a certificate from an IRMP as	(1), an employing authority must obtain a certificate from an IRMP as
to whether in the IRMP's opinion the member is suffering from a	to whether in the IRMP's opinion the member is suffering from a
condition that renders the member permanently incapable of	condition that renders the member permanently incapable of
discharging efficiently the duties of the relevant employment because	discharging efficiently the duties of the relevant employment because
of ill-health or infirmity of mind or body and, if so, whether as a result	of ill-health or infirmity of mind or body and, if so, whether as a result
of that condition the member has a reduced likelihood of being capable	of that condition the member has a reduced likelihood of being capable
of undertaking any gainful employment before reaching normal	of undertaking any gainful employment before reaching normal
retirement age, or for at least three years, whichever is the sooner.]	retirement age, or for at least three years, whichever is the sooner.]
subst. 2010/2090	subst. 2010/2090
(3) In this regulation, "gainful employment", "permanently incapable"	(3) In this regulation, "gainful employment", "permanently incapable"
and "qualified in occupational health medicine" have the same	and "qualified in occupational health medicine" have the same
meaning as in regulation 20.	meaning as in regulation 20.
[(3) In this regulation, "gainful employment", "IRMP" and	[(3) In this regulation, "gainful employment", "IRMP" and
"permanently incapable" have the meaning as given to those	"permanently incapable" have the meaning as given to those
expressions by regulation 20(14).]]	expressions by regulation 20(14).]]
subst. 2011/561	subst. 2011/561
Death grants: deferred members	Death grants: deferred members
32. (1) If a deferred member dies, a death grant is payable.	32. (1) If a deferred member dies, a death grant is payable.
(1) If —	(1) If —

(a) a deferred member, or	(a) a deferred member, or
(b) a pensioner member with deferred benefits under regulation 20(9)	(a) a deferred member, of (b) a pensioner member with deferred benefits under regulation 20(9)
dies,	dies,
a death grant is payable.]	a death grant is payable.]
subst. 2010/2090	subst. 2010/2090
(2) The administering authority at their absolute discretion may make	(2) The administering authority at their absolute discretion may make
payments in respect of the death grant to or for the benefit of the	payments in respect of the death grant to or for the benefit of the
member's nominee or personal representatives, or any person	member's nominee or personal representatives, or any person
appearing to the authority to have been his relative or dependant at any	appearing to the authority to have been his relative or dependant at any
time.	time.
(3) The death grant is his retirement pension multiplied by 5.	(3) The death grant is his retirement pension multiplied by 5.
[(3) The death grant is—	[(3) The death grant is—
(a) in the case of a deferred member, the member's retirement pension	(a) in the case of a deferred member, the member's retirement pension
multiplied by 5; or	multiplied by 5; or
(b) in the case of a pensioner member with deferred benefits, the	(b) in the case of a pensioner member with deferred benefits, the
member's retirement pension multiplied by 5, but the amount so	member's retirement pension multiplied by 5, but the amount so
calculated is reduced by the amount of any benefits paid to the	calculated is reduced by the amount of any benefits paid to the
member under regulation 20(4).]	member under regulation 20(4).]
subst. 2010/2090	subst. 2010/2090
(4) If the administering authority have not made payments under	(4) If the administering authority have not made payments under
paragraph (1) equalling in aggregate the member's death grant before	paragraph (1) equalling in aggregate the member's death grant before
the expiry of two years beginning with his death, they must pay an	the expiry of two years beginning with his death, they must pay an
amount equal to the shortfall to the member's personal representatives.	amount equal to the shortfall to the member's personal representatives.
[(4) If the administering authority have not made payments under	[(4) If the administering authority have not made payments under
paragraph (1) equalling in aggregate the member's death grant before	paragraph (1) equalling in aggregate the member's death grant before
the expiry of two years—	the expiry of two years—
(a) beginning with his death: or	(a) beginning with his death: or
(b) beginning with the date on which the administering authority could	(b) beginning with the date on which the administering authority could
reasonably be expected to have become aware of the member's death,	reasonably be expected to have become aware of the member's death,
they must pay an amount equal to the shortfall to the member's	they must pay an amount equal to the shortfall to the member's
personal representatives.]	personal representatives.]
subst. 2008/2425	subst. 2008/2425
Survivor benefits: deferred members	Survivor benefits: deferred members
33.—(1) If a deferred member dies leaving a surviving spouse,	33.—(1) If a deferred member dies leaving a surviving spouse,
nominated cohabiting partner or civil partner, that person is entitled to	nominated cohabiting partner or civil partner, that person is entitled to
a pension[, which shall come into payment on the day following	a pension[, which shall come into payment on the day following
death].	death].
am. 2010/2090	am. 2010/2090

(2) The pension is calculated by multiplying his total membership by his final salary pay divided by 160. <i>am.</i> 2008/1083	(2) The pension is calculated by multiplying his total membership by his final salary <b>pay</b> divided by 160. <i>am.</i> 2008/1083
(3) If there is more than one surviving spouse, they become jointly	(3) If there is more than one surviving spouse, they become jointly
entitled in equal shares under paragraph (1).	entitled in equal shares under paragraph (1).
Children's pensions: deferred members	Children's pensions: deferred members
34.—(1) The amount of the pension of an eligible child of a deceased	34.—(1) The amount of the pension of an eligible child of a deceased
deferred member is calculated as follows.	deferred member is calculated as follows.
(2) If a survivor benefit is payable under regulation 33—	(2) If a survivor benefit is payable under regulation 33—
(a) where there is only one such child, the pension is calculated by	(a) where there is only one such child, the pension is calculated by
multiplying the member's total membership, calculated in accordance	multiplying the member's total membership, calculated in accordance
with regulation 29, by his final pay, and dividing by 320; and	with regulation 29, by his final pay, and dividing by 320; and
(b) where there is more than one such child—	(b) where there is more than one such child—
(i) the pension is calculated by multiplying the member's total	(i) the pension is calculated by multiplying the member's total
membership, calculated in accordance with regulation 29, by his final	membership, calculated in accordance with regulation 29, by his final
pay, and dividing by 160; and	pay, and dividing by 160; and
(ii) those children are jointly entitled in equal shares.	(ii) those children are jointly entitled in equal shares.
(3) If no survivor benefit is payable under regulation 33—	(3) If no survivor benefit is payable under regulation 33—
(a) where there is only one such child, the pension is calculated by	(a) where there is only one such child, the pension is calculated by
multiplying the member's total membership, calculated in accordance	multiplying the member's total membership, calculated in accordance
with regulation 29, by his final pay, and dividing by 240; and	with regulation 29, by his final pay, and dividing by 240; and
(b) where there is more than one such child—	(b) where there is more than one such child—
(i) the pension is calculated by multiplying the member's total	(i) the pension is calculated by multiplying the member's total
membership, calculated in accordance with regulation 29, by his final	membership, calculated in accordance with regulation 29, by his final
pay, and dividing by 120; and	pay, and dividing by 120; and
(ii) those children are jointly entitled in equal shares.	(ii) those children are jointly entitled in equal shares.
Death grants: pensioner members	Death grants: pensioner members
35.—(1) If a pensioner member dies before his 75th birthday, a death	35.—(1) If a pensioner member dies before his 75th birthday, a death
grant is payable.	grant is payable.
(2) The administering authority at their absolute discretion may make	(2) The administering authority at their absolute discretion may make
payments in respect of the death grant to or for the benefit of the	payments in respect of the death grant to or for the benefit of the
member's nominee or personal representatives, or any person	member's nominee or personal representatives, or any person
appearing to the authority to have been his relative or dependant at any	appearing to the authority to have been his relative or dependant at any
time.	time.
(3) The death grant is his pension multiplied by 10 [his pension in	(3) The death grant is his pension multiplied by 10 [his pension in
payment multiplied by 10], but the amount so calculated is reduced by	payment multiplied by 10], but the amount so calculated is reduced by
the amounts of any retirement pension paid to him.	the amounts of any retirement pension paid to him.

(3) (a) The death grant is the member's pension in payment multiplied by 10, ignoring any reduction where abatement has been applied under regulation 71 (application of abatement policy to individual cases) of the Administration Regulations; but (b) the amounts of aclustact is reduced by the amounts of any retirement pension paid to the member, or that would have been paid had the member's pension not at any time been abated under regulation 71.1]  am. 2008/1083. subst. 2010/2090 [(4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death, or (b) beginning with the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pensionl, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final sedery pay and divided by 160.  m. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensioner members  37.—(1) The amount of the pension of an aligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member' stoll membership used in calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  (b) where there is more than one such child—		1
regulation 71 (application of abatement policy to individual cases) of the Administration Regulations; but (b) the amount so calculated is reduced by the amounts of any retirement pension paid to the member, or that would have been paid had the member's pension not at any time been abated under regulation 71.]  2 am. 2008/1083, subst. 2010/2090  (4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death, or (b) beginning with the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  Ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension, which shall come into payment on the day following death].  Ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salaery pay and divided by 160.  20. 3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  Children's pensions: pensioner members  Children's pensions: pensioner members is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by the fall and the member, or that would have been paid had the member's pension not at any time been abated under regulation 71.]  1 (4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death, pragraph (1) equalling in aggregate the member's death, pragraph (1) equalling in aggregate the member's death, or (b) beginning with the date on which the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death, or (b) beginning with the date on which the a		
the Administration Regulations; but (b) the amount so calculated is reduced by the amounts of any retirement pension paid to the member, or that would have been paid had the member's pension not at any time been abated under regulation 71.]  am. 2008/1083, subst. 2010/2090  ([4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death, or (b) beginning with the atte on which the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death, or (b) beginning with the atte on which the administering authority to a manual to the shortfall to the member's death, they must pay an amount equal to the shortfall to the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
(b) the amount so calculated is reduced by the amounts of any retirement pension paid to the member, or that would have been paid had the member's pension not at any time been abated under regulation 71.]  am. 2008/1083. subst. 2010/2090  [(4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death grant before the expiry of two years—  (a) beginning with the member's death, or  (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  5.6.—(1) If a pensioner member and invited by 160.  5.0.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension [, which shall come into payment on the day following death].  5.0.—(2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  5.0.—(3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  3.7.—(1) The amount of the member, or that would have been paid had the member's pension not at any time been abated under regulation 36—(a) where there is only one such child, the pension is alculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
retirement pension paid to the member, or that would have been paid had the member's pension not at any time been abated under regulation 71.]  am. 2008/1083, subst. 2010/2090  [(4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death grant before the expiry of two years— (a) beginning with the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension(, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final selary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
had the member's pension not at any time been abated under regulation 71.]  am. 2008/1083, subst. 2010/2090  [(4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death grant before the expiry of two years—  (a) beginning with the member's death, or  (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final sahary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, entitled in equal shares under paragraph (1).  (a) Where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
regulation 71.]  am. 2008/1083, subst. 2010/2090  [(4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death grant before the expiry of two years— (a) beginning with the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension], which shall come into payment on the day following death],  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final sakary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
am. 2008/1083, subst. 2010/2090		
[(4) If the administering authority have not made payments under paragraph (1) equalling in aggregate the member's death grant before the expiry of two years— (a) beginning with the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member's total membership used in calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and	-	_
paragraph (1) equalling in aggregate the member's death grant before the expiry of two years— (a) beginning with the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salaery pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensioners members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36— (a) where there is only one such child, the pension is calculated by multiplying the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the expiry of two years— (a) beginning with the member's death, or (b) beginning with the member's beach which the administering authority could reasonably be expected to have become aware of the ember's death, they member's death, they me		
the expiry of two years— (a) beginning with the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pensionl, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
(a) beginning with the member's death, or (b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying this final pay, and dividing by 320; and		
(b) beginning with the date on which the administering authority could reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (2) If a survivor benefit is payable under regulation 36—  (3) Where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
reasonably be expected to have become aware of the member's death, they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
they must pay an amount equal to the shortfall to the member's personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
personal representatives.]  ins. 2010/2090  Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
Survivor benefits: pensioners  36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
36.—(1) If a pensioner member dies leaving a surviving spouse, nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
nominated cohabiting partner or civil partner, that person is entitled to a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
a pension[, which shall come into payment on the day following death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  death].  ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final pay and divided by multiplying his total membership by his final pay and divided by multiplying his total membership by his final pay and divided by multiplying his total membership by his final pay and divided by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
ins. 2010/2090  (2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
(2) The pension is calculated by multiplying his total membership by his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
his final salary pay and divided by 160.  am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
am. 2008/1083  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
(3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  (3) If there is more than one surviving spouse, they become jointly entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
entitled in equal shares under paragraph (1).  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  entitled in equal shares under paragraph (1).  Children's pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  Children's pensions: pensioner members  37.—(1) The amount of the pension of an eligible child of a deceased pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
pensioner member is calculated as follows.  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  (2) If a survivor benefit is payable under regulation 36—  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and	Children's pensions: pensioner members	Children's pensions: pensioner members
(2) If a survivor benefit is payable under regulation 36— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  (2) If a survivor benefit is payable under regulation 36— (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and	37.—(1) The amount of the pension of an eligible child of a deceased	37.—(1) The amount of the pension of an eligible child of a deceased
(a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and	1	1
(a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and  (a) where there is only one such child, the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and	(2) If a survivor benefit is payable under regulation 36—	
multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and multiplying the member's total membership used in calculating his benefits under these Regulations by his final pay, and dividing by 320; and		
and and	multiplying the member's total membership used in calculating his	
	benefits under these Regulations by his final pay, and dividing by 320;	benefits under these Regulations by his final pay, and dividing by 320;
(b) where there is more than one such child—  (b) where there is more than one such child—	and	and
	(b) where there is more than one such child—	(b) where there is more than one such child—

(i) the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations	(i) the pension is calculated by multiplying the member's total membership used in calculating his benefits under these Regulations
by his final pay, and dividing by 160; and	by his final pay, and dividing by 160; and
(ii) those children are jointly entitled in equal shares.	(ii) those children are jointly entitled in equal shares.
(3) If no survivor benefit is payable under regulation 36—	(3) If no survivor benefit is payable under regulation 36—
(a) where there is only one such child, the pension is calculated by	(a) where there is only one such child, the pension is calculated by
multiplying the member's total membership used in calculating his	multiplying the member's total membership used in calculating his
benefits under these Regulations by his final pay, and dividing by 240;	benefits under these Regulations by his final pay, and dividing by 240;
and	and
(b) where there is more than one such child—	(b) where there is more than one such child—
(i) the pension is calculated by multiplying the member's total	(i) the pension is calculated by multiplying the member's total
membership used in calculating his benefits under these Regulations	membership used in calculating his benefits under these Regulations
by his final pay, and dividing by 120; and	by his final pay, and dividing by 120; and
(ii) those children are jointly entitled in equal shares.	(ii) those children are jointly entitled in equal shares.
Pension increases under the Pensions (Increase) Acts <i>subst.</i> 2009/3150	Pension increases under the Pensions (Increase) Acts
38. Where a pension to which the Pensions (Increase) Act 1971	38. Where a pension to which the Pensions (Increase) Act 1971
applies is payable out of an appropriate fund, any increase under that	applies is payable out of an appropriate fund, any increase under that
Act or the Pensions Increase Act 1974 must be paid from that fund.	Act or the Pensions Increase Act 1974 must be paid from that fund.
38.—(1) Where a pension to which the Pensions (Increase) Act 1971	
("the 1971 Act") applies is payable out of an appropriate fund, any	
increase under that Act or the Pensions (Increase) Act 1974 ("the 1974	
Act"), must be paid from that fund.	
[(1A) But Schedule 3 to the 1971 Act only has effect in relation to any	
such increase where—	
(a) the last employing authority is not a body required by regulation 39	
(employer's contributions) of the Administration Regulations to	
contribute to that fund, nor a Water Act Company; or	
(b) the last employing authority is such a body or Company and the	
increase was payable before 1st April 1990.]	
ins. 2010/2090	
[(1B) In a case where the last employing authority ceases after 31st	
March 1990 to be such a body, Schedule 3 to the 1971 Act has effect	
only so far as the cost of the increase has not, in the opinion of an	
actuary appointed by the administering authority of the fund, already	
been provided for by contributions under regulation 39 of the	
Administration Regulations.]	
ins. 2010/2090	

[(1C) The amounts due under Schedule 3 to the 1971 Act must be paid	
on or before such dates, falling at intervals of not more than 12	
months, as the appropriate administering authority may determine.]	
ins. 2010/2090	
(2) Where the last employing authority is a Water Act Company, the	
Environment Agency—	
(a) must reimburse the appropriate administering authority the cost of	
any increase payable under the 1971 Act or the 1974 Act arising on or	
after 1st April 1990, from the Closed Water Authorities Fund; and	
(b) may discharge all future liabilities by way of a lump sum payment	
from the Closed Water Authorities Fund.	
(3) The Closed Water Authorities Fund is the Closed Fund vested in	
the Environment Agency by regulation 2(1) of the Local Government	
Pension Scheme (Environment Agency) Regulations 1996(25).	
(4) The amounts due under paragraph (2)(a) not paid by way of a lump	
sum under paragraph 2(b), must be paid on or before such dates falling	
at intervals of not more than 12 months as the appropriate	
administering authority may determine.	
(5) Where a lump sum is to be paid under paragraph (2)(b), such sum	
must be calculated by reference to—	
(a) an actuary appointed by the Environment Agency working in	
agreement with an actuary appointed by the appropriate administering	
authority; but	
(b) where the respective actuaries cannot agree the calculation of the	
lump sum, the amounts due shall be paid in accordance with paragraph	
(4).	
(6) The appropriate administering authority shall credit to the	
appropriate fund any amounts paid to them under paragraph (2) [or	
Schedule 3 to the 1971 Act] and any interest paid on those amounts.	
ins. 2010/2090	
(7) "The last employing authority" has the same meaning as in	
paragraph 1(2) of Schedule 3 to the 1971 Act [paragraph 1(2) of	
Schedule 3 to the 1971 Act, except that if the pension became payable	
by reason of service with a relevant body, it means that body]	
am. 2010/2090.	
[(7A) Relevant bodies are—	
(a) an admission body which has made an admission agreement;	
(b) a body employing persons deemed to be in employment under—	

(ii) regulation 130 (miscellaneous airport employees), or (iii) regulation 130 (miscellaneous airport employees), or (iii) regulation 130 (miscellaneous airport employees), or (c) a company under the control of a Scheme employer listed in Schedule 2 to the Administration Regulations, 1 ins. 2010/2090  (8) A "Water Act Company" is— (a) a company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or (b) a company nominated by order under section 83(1) of that Act. Commutation: small pensions subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  139.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  139.—(1) Al lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  139.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with payment of such benefits under the Finance Act 2004.  23 Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance issued by the Sovernary of State, before 31st March 2009, as to the manner in which the costs of the Sche	(i) regulation 129 (miscellaneous transport employees),	
(iii) regulation 130C (employees in the Rent Service Agency) of the 1997 Regulations; or (c) a company under the control of a Scheme employer listed in Schedule 2 to the Administration Regulations.]  ins. 2010/2090  (8) A "Water Act Company" is—  (a) a company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or  (b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions  subst. 2008/1083  39. A lump sum which is a trivial commutation lump-sum within the meaning of section 166 of the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Sceretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  m. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by 41. Administering authorities shall have regard to guidance issued by 41. Administering authorities shall have regard to guidance issued by the Sceretary of State, before 31st March 2010.  M. Administering authorities shall have regard to guidance issued by the Sceretary of State, before 31st March 2010.  M. Administering authorities shall have regard to guidance issued by the Sceretary of State, before 31st March 2010.  M. Administering authorities shall have regard to guidance issued by the Sceretary of State, before 31st March 2010.  M. Administering au		
of the 1997 Regulations; or (c) a company under the control of a Scheme employer listed in Schedule 2 to the Administration Regulations.]  ins. 2010/2090 (a) a Company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or (b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions  subst. 2008/1083 39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial  commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in acc		
(c) a company under the control of a Scheme employer listed in Schedule 2 to the Administration Regulations.]  Ins. 2010/2090  (8) A "Water Act Company" is—  (a) a company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or  (b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions  subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of the function lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial comm		
Schedule 2 to the Administration Regulations.]  ins. 2010/2090  (8) A "Water Act Company" is—  (a) a company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or  (b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions  subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act emay be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [139.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [23 An lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the meaning of section 168 of that Act may be paid in accordance with engage of section 168 of that Act may be paid in accordance with the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance is under the Finance Act 2004.  (2) Any payment under paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance is sued by the Secretary of State, before 31st March 2009, as to		
(8) A "Water Act Company" is— (a) a company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or (b) a company nominated by order under section 83(1) of that Act. Commutation: small pensions subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits within the meaning of s		
(8) A "Water Act Company" is—  (a) a company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or  (b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  [3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
(a) a company nominated in accordance with section 4 of the Water Act 1989 as the successor company of a water authority, or (b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions  subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of the Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
Act 1989 as the successor company of a water authority, or (b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions  subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 168 of that Act may be paid in accordance with guidance issued by the Government Actuary.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
(b) a company nominated by order under section 83(1) of that Act.  Commutation: small pensions subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  41. Administering authorities shall have regard to guidance issued by		
Commutation: small pensions subst. 2008/1083  39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004. [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004. [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004. [2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary. [3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
39. A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum the the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum the trivia	Commutation: small pensions	Commutation: small pensions
meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with that section.  [20] Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  [31] The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  [32] Guidance on future costs  [33] The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  [34] Guidance on future costs  [40] Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  [54] Onn. 2009/1025  [75] Pension debits ins. 2008/1083  [76] Almip sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [68] of that Act may be paid in accordance with sum the rules relating to the payment of such benefits under the Finance Act 2004.  [68] of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [68] of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance	subst. 2008/1083	subst. 2008/1083
commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with that section.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010. om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	39. A lump sum which is a trivial commutation lump sum within the	39. A lump sum which is a trivial commutation lump sum within the
168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004 or a trivial commutation lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with that section.  [39.—(1) A lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with the payment of such benefits under the Finance Act 2004.  [20] Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  [31] The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  [32] Guidance on future costs  [33] The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  [34] Guidance on future costs  [40] Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  [35] Onn. 2009/1025  [36] Pension debits  [39.—(1) A lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with the the section.  [36] Onn. 2009/1025  [37] The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  [38] Onn. 2009/1025  [39] Onn. 2009/1025  [40] Onn. 2009/1025  [50] Onn. 2009/	meaning of section 166 of the Finance Act 2004 or a trivial	meaning of section 166 of the Finance Act 2004 or a trivial
payment of such benefits under the Finance Act 2004.  [39.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  [2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  [3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  [3] (2) A lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with guidance issued by the Government Actuary.  [2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  [3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  [3] Guidance on future costs  [4] Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  [5] Onn. 2009/1025  [6] Pension debits  [7] inn. A lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an A	commutation lump sum death benefit within the meaning of section	commutation lump sum death benefit within the meaning of section
139.—(1) A lump sum which is a trivial commutation lump sum within the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083]  41. Administering authorities shall have regard to guidance issued by  death of the finance Act 2004 or a trivial commutation lump sum which is a trivial commutation lump sum for the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with guidance issued by the Section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with guidance issued by the form schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with guidance issued by the Government Actuary.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance	168 of that Act may be paid in accordance with the rules relating to the	168 of that Act may be paid in accordance with the rules relating to the
the meaning of section 166 of the Finance Act 2004 or a trivial commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  the purpose of section 10B of the Income Tax (Retirement Benefit Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with with that section.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	payment of such benefits under the Finance Act 2004.	payment of such benefits under the Finance Act 2004.
commutation lump sum death benefit within the meaning of section 168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  Act 1978 (an Act of Tynwald) may be paid in accordance with that section.  Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with that section.  Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with that section.  Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance with that section.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	[39.—(1) A lump sum which is a trivial commutation lump sum within	[39.—(1) A lump sum which is a trivial commutation lump sum for
168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  with that section.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	the meaning of section 166 of the Finance Act 2004 or a trivial	the purpose of section 10B of the Income Tax (Retirement Benefit
168 of that Act may be paid in accordance with the rules relating to the payment of such benefits under the Finance Act 2004.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  with that section.  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	commutation lump sum death benefit within the meaning of section	Schemes) Act 1978 (an Act of Tynwald) may be paid in accordance
(2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  (2) Any payment under paragraph (1) is calculated in accordance with guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	168 of that Act may be paid in accordance with the rules relating to the	with that section.
guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  didance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	payment of such benefits under the Finance Act 2004.	
guidance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  didance issued by the Government Actuary.  (3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	(2) Any payment under paragraph (1) is calculated in accordance with	(2) Any payment under paragraph (1) is calculated in accordance with
(3) The benefits referred to in paragraph (1) do not include any survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering audidance issued by the member.]  survivor benefit that is being paid to the member.]  Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		(3) The benefits referred to in paragraph (1) do not include any
Guidance on future costs  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  40. Administering and employing authorities shall have regard to guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010.  om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010. om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010. om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010. om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  guidance to be issued by the Secretary of State, before 31st March 2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010. om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by	40. Administering and employing authorities shall have regard to	40. Administering and employing authorities shall have regard to
2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010. om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by  2009, as to the manner in which the costs of the Scheme will be met after 31st March 2010. om. 2009/1025  [Pension debits ins. 2008/1083  41. Administering authorities shall have regard to guidance issued by		
om. 2009/1025om. 2009/1025[Pension debits ins. 2008/1083[Pension debits ins. 2008/108341. Administering authorities shall have regard to guidance issued by41. Administering authorities shall have regard to guidance issued by		
Pension debits   Pension debits   ins. 2008/1083   ins. 2008/1083   41. Administering authorities shall have regard to guidance issued by   41. Administering authorities shall have regard to guidance issued by	after 31st March 2010.	after 31st March 2010.
Pension debits   Pension debits   ins. 2008/1083   ins. 2008/1083   41. Administering authorities shall have regard to guidance issued by   41. Administering authorities shall have regard to guidance issued by	om. 2009/1025	om. 2009/1025
ins. 2008/1083ins. 2008/108341. Administering authorities shall have regard to guidance issued by41. Administering authorities shall have regard to guidance issued by		[Pension debits
		1113. 2000/1003
	41. Administering authorities shall have regard to guidance issued by	

these Regulations in consequence of a pension debit created under	these Regulations in consequence of a pension debit created under
section 29 of the Welfare Reform and Pension Act 1999.]	section 29 of the Welfare Reform and Pension Act 1999.]
[No double entitlement	[No double entitlement
ins. 2008/1083	ins. 2008/1083
42.—(1) Where (apart from this regulation) any member would be	42.—(1) Where (apart from this regulation) any member would be
entitled to a pension or retirement grant under two or more regulations	entitled to a pension or retirement grant under two or more regulations
by reason of the same period of membership—	by reason of the same period of membership—
(a) he shall be entitled to benefits under only one regulation;	(a) he shall be entitled to benefits under only one regulation;
(b) he may choose under which provision he is to be paid those	(b) he may choose under which provision he is to be paid those
benefits; and	benefits; and
(c) if he does not choose, the administering authority may notify him	(c) if he does not choose, the administering authority may notify him
in writing of the provision.	in writing of the provision.
(2) A member's choice must be by notice in writing, given to the	(2) A member's choice must be by notice in writing, given to the
administering authority before the expiry of three months beginning	administering authority before the expiry of three months beginning
with the day on which he becomes entitled to choose under which	with the day on which he becomes entitled to choose under which
provision his pension or retirement grant is to be paid.	provision his pension or retirement grant is to be paid.
(3) Paragraph (1) does not affect the member's rights under the	(3) Paragraph (1) does not affect the member's rights under the
Pension Schemes Act 1993.	Pension Schemes Act 1993.
(4) This regulation also applies to any survivor benefits payable under	(4) This regulation also applies to any survivor benefits payable under
regulation 24, 27, 33, 34, 36 or 37.]	regulation 24, 27, 33, 34, 36 or 37.]