

SCHEDULE 4

Transitional provisions

PART 4

Exceptions for tapered protection members of the 1987 scheme

Meaning of “tapered protection member” (the 1987 scheme)

15.—(1) A person (P) to whom paragraph 17 applies is a tapered protection member of the 1987 scheme.

(2) P ceases to be a tapered protection member of the 1987 scheme on whichever of the following days occurs first—

- (a) P’s tapered protection closing date; or
- (b) the day on which P ceases to be in pensionable service under the 1987 scheme.

Exception for tapered protection members during protection period

16.—(1) The protection period for a tapered protection member of the 1987 scheme—

- (a) begins on the day after the scheme closing date; and
- (b) ends when P ceases to be a tapered protection member of the 1987 scheme.

(2) In respect of the protection period—

- (a) P is in pensionable service under the 1987 scheme;
- (b) section 18(1) of the Act does not apply in respect of that pensionable service; and
- (c) benefits are to be provided under the 1987 scheme to or in respect of P in relation to that pensionable service.

Active member of the 1987 scheme on scheme closing date

17.—(1) This paragraph applies if any of the following sub-paragraphs applies.

(2) This sub-paragraph applies if—

- (a) P was an active member of the 1987 scheme on the scheme closing date and on 31st March 2012; and
- (b) on 1st April 2012, P had reached 41 but had not reached 45.

(3) This sub-paragraph applies if—

- (a) P was an active member of the 1987 scheme on the scheme closing date and on 31st March 2012; and
- (b) on 1st April 2012—
 - (i) P had reached 34 but had not reached 38; and
 - (ii) P had at least 20 years’ pensionable service under the 1987 scheme.

(4) This sub-paragraph applies if—

- (a) P was an active member of the 1987 scheme on the scheme closing date and on 31st March 2012; and
- (b) on 1st April 2012—

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- (i) P had reached 38 but had not reached 45; and
 - (ii) P had at least 16 but less than 20 years' pensionable service under the 1987 scheme.
- (5) This sub-paragraph applies if—
 - (a) P was an active member of the 1987 scheme on the scheme closing date and on 31st March 2012; and
 - (b) on 1st April 2012—
 - (i) P had not reached 38;
 - (ii) P had less than 20 years' pensionable service under the 1987 scheme; and
 - (iii) the sum of P's age in years and the number of years of P's pensionable service under the 1987 scheme is at least 54 but less than 58.
- (6) This sub-paragraph applies if—
 - (a) on 31st March 2012, P was an active member of the 1988 NI police pension scheme;
 - (b) on the scheme closing date, P was an active member of the 1987 scheme;
 - (c) P did not have a gap in pensionable service between ceasing pensionable service under the 1988 NI police pension scheme and beginning pensionable service under the 1987 scheme; and
 - (d) P would have been a full protection member or tapered protection member of the 1988 NI police pension scheme had P remained in pensionable service under that scheme.