



# Public Service Pensions Act 2013

## 2013 CHAPTER 25

### *Parliamentary and other pension schemes*

#### **33 Great offices of state**

Schedule 11 makes provision about pension arrangements for the offices of—

- (a) Prime Minister and First Lord of the Treasury,
- (b) Lord Chancellor, and
- (c) Speaker of the House of Commons.

#### **34 Parliamentary and other pension schemes: pension age**

In Schedule 6 to the Constitutional Reform and Governance Act 2010 (Parliamentary and other pensions), after paragraph 29 there is inserted—

##### **“Pension age**

29A (1) Where the scheme provides for the normal or deferred pension age of a person under the scheme to be the same as the person's state pension age, provision for a change in the person's normal or deferred pension age in consequence of such provision to apply in relation to relevant accrued benefits (as well as other benefits).

(2) Accordingly, paragraph 19(2) (protection of accrued rights) is to be disregarded in relation to any such provision.

(3) In this paragraph—

- (a) “normal pension age”, in relation to a person and a scheme, means the earliest age at which a person with relevant service is entitled to receive benefits (without actuarial adjustment) on leaving that service (and disregarding any special provision as to early payment of benefits on the grounds of ill-health or otherwise);
- (b) “deferred pension age”, in relation to a person and a scheme, means the earliest age at which a person with relevant service is entitled to

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**Changes to legislation:** There are currently no known outstanding effects for the Public Service Pensions Act 2013, Cross Heading: Parliamentary and other pension schemes. (See end of Document for details)

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receive benefits under the scheme (without actuarial adjustment) after leaving that service at a time before normal pension age (and disregarding any special provision as to early payment of benefits on the grounds of ill-health or otherwise);

- (c) “state pension age”, in relation to a person, means the person's pensionable age as specified from time to time in Part 1 of Schedule 4 to the Pensions Act 1995;
- (d) “relevant accrued benefits”, in relation to a scheme, means benefits accrued after the coming into force of provision under subparagraph (1) which may be paid to or in respect of the person under the scheme and to which the normal or deferred pension age is relevant.”

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**Commencement Information**

**II** S. 34 in force at 31.7.2014 by S.I. 2014/1912, art. 2

### 35 Members of the European Parliament

In section 4 of the European Parliament (Pay and Pensions) Act 1979 (pensions of MEPs), after subsection (3A) there is inserted—

“(3B) Where a scheme under this section provides for the normal or deferred pension age of a person under the scheme to be the same as the person's state pension age, the scheme may make provision for a change in the person's normal or deferred pension age in consequence of such provision to apply in relation to relevant accrued benefits (as well as other benefits).

(3C) In subsection (3B)—

- (a) “normal pension age”, in relation to a person and a scheme, means the earliest age at which a person with service as a Representative is entitled to receive benefits (without actuarial adjustment) on ceasing service as a Representative (and disregarding any special provision as to early payment of benefits on the grounds of ill-health or otherwise);
- (b) “deferred pension age”, in relation to a person and a scheme, means the earliest age at which a person with service as a Representative is entitled to receive benefits under the scheme (without actuarial adjustment) after ceasing service as a Representative at a time before normal pension age (and disregarding any special provision as to early payment of benefits on the grounds of ill-health or otherwise);
- (c) “state pension age”, in relation to a person, means the person's pensionable age as specified from time to time in Part 1 of Schedule 4 to the Pensions Act 1995;
- (d) “relevant accrued benefits”, in relation to a scheme, means benefits accrued after the coming into force of provision under subsection (3B) which may be paid to or in respect of the person under the scheme and to which the normal or deferred pension age is relevant.

(3D) A scheme under this section may provide for any statutory provision relating to any matter connected with the pensions payable to or in respect of Members to have effect with respect to or in connection with Representatives, with such

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additions, omissions, amendments or other modifications as may be specified in the scheme.

In this subsection “statutory provision” means any provision contained in an Act or in any instrument made under an Act (including an Act or instrument passed or made after the coming into force of this subsection).”

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**Commencement Information**

**I2** [S. 35](#) in force at 1.11.2013 by [S.I. 2013/2818](#), [art. 2\(1\)\(d\)](#)

**Changes to legislation:**

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