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DRAFT STATUTORY RULES OF NORTHERN IRELAND

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**2015 No.**

**The Public Service (Civil Servants and Others) Pensions  
(Consequential Provisions) Regulations (Northern Ireland) 2015**

**PART 3**

**Modification of early leaver and other provisions**

**Cash transfer sums and contribution refunds**

**12.**—(1) Chapter 5 of Part 4 of the 1993 Act<sup>(1)</sup> (protection for early leavers: cash transfer sums and contribution refunds) is modified as follows.

(2) In the application of that Chapter to P as a member of the old scheme—

- (a) in section 97AA(1)(a) and (b) (scope of Chapter 5), a reference to termination of P’s pensionable service is to be taken as a reference to termination of P’s pensionable service in relation to the new scheme;
- (b) in section 97AA(2), a reference in the opening words and in paragraph (a) to P’s pensionable service under the scheme is to be taken as a reference to P’s pensionable service either for the old scheme or for the old and new schemes taken together; and
- (c) in section 97AB(1) and (3)(right to cash transfer sum and contribution refund), 97AC(1) and (2)(a) (notification of right to cash transfer sum or contribution refund) and 97AI(7) (rights under section 97AB: definition of “reply date”), a reference to termination of P’s pensionable service is to be taken as a reference to termination of P’s pensionable service in relation to the new scheme.

(3) In the application of that Chapter to P as a member of the new scheme, in section 97AA(2)a reference in the opening words and in paragraph (a) to P’s pensionable service under the scheme is to be taken as a reference to P’s pensionable service either for the new scheme or for the old and new schemes taken together

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<sup>(1)</sup> Chapter 5 was inserted by Article 241 of the Pensions (Northern Ireland) Order Act 2005 (S.I. 2005/255 (N.I. 1)).