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STATUTORY RULES OF NORTHERN IRELAND

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**2006 No. 410**

The Health and Personal Social Services  
(Superannuation Scheme, Injury Benefits  
and Additional Voluntary Contributions)  
(Amendment) Regulations (Northern Ireland) 2006

**Amendment of Schedule 2 to the AVC Regulations**

**34.**—(1) Schedule 2(1) to the AVC Regulations (Pension Sharing on Divorce or Nullity of Marriage) is amended in accordance with this regulation.

(2) In paragraph 4 (Pension credit benefit)—

(a) at the end of sub-paragraph (1), insert “(including, where appropriate, a pension commencement lump sum)”.

(b) after sub-paragraph (5)(a), insert—

“(aa) whether a pension commencement lump sum and a pension payable for life is to be provided.”.

(c) for sub-paragraph (7), substitute—

“(7) Upon receipt of a notice of election under sub-paragraph (5) the Department shall, as soon as reasonably practicable, realise the investments made under paragraph 2 and—

(a) where sub-paragraph (5)(aa) does not apply, apply the proceeds to the purchase of an annuity from the authorised provider specified in the notice of election;

(b) where that sub-paragraph does apply—

(i) pay the percentage of the proceeds specified in the notice of election as a pension commencement lump sum, and

(ii) apply the balance of those proceeds to the purchase of an annuity from the authorised provider specified in that notice,

and not otherwise.”.