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STATUTORY RULES OF NORTHERN IRELAND

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**2008 No. 163**

**The Health and Personal Social Services (Superannuation)  
(Amendment) Regulations (Northern Ireland) 2008**

**Insertion of new regulation 86A**

**58.** After regulation 86 (Benefits in respect of superannuable employment after pension becomes payable) insert—

**“Benefits in respect of superannuable employment after pension becomes payable under regulation 13A**

**86A.**—(1) This regulation applies to a member in respect of whom a pension is payable under regulation 13A and who subsequently returns to superannuable employment.

(2) For the purposes of this regulation—

- (a) the member’s “previous service” means the superannuable service in respect of which the member became entitled to receive a pension under regulation 13A; and
- (b) the member’s “later service” means any superannuable service which accrues after becoming so entitled.

(3) Subject to paragraph (4), the member’s benefits in respect of later service shall be calculated without regard to the member’s previous service.

(4) For the purposes of regulation 4 (Meaning of superannuable service) and regulation 10(3) and (4) (Contributions by members), the member’s previous service and later service shall be aggregated.

(5) Subject to the following provisions of this regulation, a member who—

- (a) is entitled to a tier 1 pension in respect of his previous service; and
- (b) satisfies the tier 1 condition or, as the case may be, the tier 2 condition in respect of the member’s later service,

shall be entitled to the following benefits.

(6) Those benefits are—

- (a) the member’s original tier 1 pension in respect of the member’s previous service; and
- (b) a tier 1 pension or, as the case may be, a tier 2 pension in respect of the member’s later service.”.