
STATUTORY RULES OF NORTHERN IRELAND

2009 No. 188

The Health and Personal Social Services
(Superannuation Scheme and Injury Benefits)
and Health and Social Care (Pension Scheme)
(Amendment) Regulations (Northern Ireland) 2009

PART 3

AMENDMENT OF THE HEALTH AND SOCIAL CARE (PENSION
SCHEME) REGULATIONS (NORTHERN IRELAND) 2008

Amendment of regulation 212

74.—(1) Regulation 212 (Amount of lump sum: dual capacity members: members with pensions under regulation 180) is amended as provided by paragraphs (2) to (4).

(2) In paragraph (1)—

- (a) in sub-paragraph (a) for “is an active member”, substitute “was an active member or a non-contributing member”;
- (b) in sub-paragraph (b) for “is”, substitute “was”.

(3) For paragraph (2), substitute—

“(2) The lump sum is an amount—

(a) equal to the sum of—

- (i) in the case of a deceased active member, twice the appropriate fraction of the annual average of the member’s uprated earnings at the date of death, or
- (ii) in the case of a deceased non-contributing member, twice the appropriate fraction of the annual average of the member’s uprated earnings at the member’s last day of pensionable service, and”.

(4) In paragraph (5) (in the definition of “DPS”) after “active member”, insert “or a non-contributing member”.