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STATUTORY RULES OF NORTHERN IRELAND

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**2009 No. 32**

**Local Government Pension Scheme (Benefits, Membership  
and Contributions) Regulations (Northern Ireland) 2009**

**Election for lump sum in lieu of pension**

**21.**—(1) A member in respect of whom a benefit crystallisation event within the meaning of Chapter 5 of Part IV of the Finance Act 2004<sup>(1)</sup> occurs on or after 1st April 2009 may choose in writing to the Committee before any benefits become payable to commute his pension, or part thereof, at a rate £12 for every £1 of annual pension entitlement surrendered.

(2) But the total amount of the member's commuted sum, including any sum received as benefits provided in the form of a lump sum in accordance with regulation 15 (elections to pay additional voluntary contributions (AVCs)) shall not exceed 25% of the capital value of his accrued rights.

(3) A member's accrued rights include rights accrued in respect of any payments made by or for him in accordance with the 2002 Regulations.

(4) The capital value of a member's accrued rights shall be calculated in accordance with guidance issued by the Government Actuary.

(5) And for the purposes of paragraph (1), a member's pension is his pension after any reduction pursuant to regulation 18 (flexible retirement) or 30 (choice of early payment of pension).

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(1) 2004 c. 12.