EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations revoke and replace the Teachers (Compensation for Redundancy and Premature Retirement) Regulations (Northern Ireland) 1991 as amended by SR 2002 No. 393 ("the 1991 Regulations").

Part 2 retains the existing provisions regarding discretionary compensation for redundancy.

Part 3 adds new provision regarding discretionary compensation for termination of employment. The maximum compensation which can be paid is 104 weeks' pay, less any redundancy payments to which the person is entitled and any compensation for redundancy paid under Part 2 of the regulations.

Part 4 adds new provision regarding mandatory compensation for premature retirement. Such mandatory compensation is the counterpart to provisions in the Teachers' Pensions (Amendment) Regulations (Northern Ireland) 2010 (S.R. 2010 No.xxx) which provide for the actuarial reduction of the retirement lump sum and the annual rate of the retirement pension in cases of premature retirement on or after 30th April 2010. The amount by which they are reduced is paid as lump sum compensation and annual compensation under regulation 7.

The remainder of Part 4 makes consequential provision regarding abatement of the annual compensation under regulation 7 during further employment (regulation 8), payment of supplementary death grant (regulation 9) and short-term family benefits (regulation 10).

Parts 5 and 6 retain the provisions formerly in Parts III and IV of the 1991 Regulations regarding discretionary compensation for premature retirement (the so-called additional service credit).

Part 7 contains miscellaneous and supplemental provision regarding compensation under Parts 4 and 5. In addition provision is made regarding mandatory compensation for admitted service as a counterpart to the actuarial reduction of admitted service benefits based on premature retirement under provisions in the Teachers' Pensions (Amendment) Regulations (Northern Ireland) 2010.