

## SCHEDULE 2

### Transitional provisions

## PART 6

### Payment of death benefits in respect of transition members with continuity of service

#### **Annual rate of surviving adult's pensions payable under this scheme when a transition member dies in service**

31.—(1) This paragraph applies in relation to a transition member with continuity of service—

- (a) who dies as an active member of this scheme; and
- (b) whose period of service is at least 12 months.

(2) Benefits for surviving spouses, surviving civil partners or other adult dependants are not payable under the PCSPS(NI) in respect of the member.

(3) The annual rate of dependant's earned pension payable under regulation 107(3)(a) is the sum of—

- (a) the amount calculated under regulation 110 including the additional amount under regulation 110(5)(b) for a transition member with continuity of service; and
- (b) the amount of annual pension which would have been payable under the PCSPS(NI) to the member's surviving spouse, surviving civil partner or other adult dependant had those benefits been payable under the PCSPS(NI) in respect of the member.

(4) The amount of pension payable in accordance with sub-paragraph (3) which represents the amount that would have been payable under the PCSPS(NI) is subject to the same conditions, and ceases to be payable in the same circumstances, as the pension to which the member's surviving spouse, surviving civil partner or other adult dependant would have been entitled under the PCSPS(NI) in accordance with the rules of that scheme.

(5) In this paragraph, "period of service" means—

- (a) the member's continuous period of pensionable service under this scheme; and
- (b) the member's pensionable service under the PCSPS(NI) before the closing date.

#### **Annual rate of eligible child's pension payable under this scheme when a transition member dies in service**

32.—(1) This paragraph applies in relation to a transition member with continuity of service—

- (a) who dies as an active member of this scheme; and
- (b) whose period of service is at least 12 months.

(2) Benefits for eligible children are not payable under the PCSPS(NI) in respect of the member.

(3) The annual rate of child's earned pension payable under regulation 114(4)(a) is the sum of—

- (a) the annual rate of child's earned pension calculated under regulation 115 (annual rate of eligible child's pension); and
- (b) the amount of annual pension which would have been payable under the PCSPS(NI) to any eligible children of the member had those benefits been payable under the PCSPS(NI) in respect of the member.

*Status: This is the original version (as it was originally made).*

(4) The amount of pension payable in accordance with sub-paragraph (3) which represents the amount that would have been payable under the PCSPS(NI) is subject to the same conditions, and ceases to be payable in the same circumstances, as the pension to which the eligible child would have been entitled under the PCSPS(NI) in accordance with the rules of that scheme.

(5) In this paragraph, “period of service” means—

- (a) the member’s continuous period of pensionable service under this scheme; and
- (b) the member’s pensionable service under the PCSPS(NI) before the closing date.

**Death in service lump sum**

33.—(1) This paragraph applies in relation to a transition member with continuity of service who dies in service within the meaning of regulation 130 (death in service).

(2) On the death of the member—

- (a) a lump sum death benefit is payable under regulation 130; but
- (b) a death in service lump sum death benefit is not payable under the PCSPS(NI)

(3) Where the member was an active member of Section I of the PCSPS(NI) before becoming an active member of this scheme, the member is entitled to an additional payment calculated in accordance with the table.

(4) In the table, “final pay” means the member’s final pay calculated under regulation 128 (meaning of “final pay”).

<i>Member dies in scheme year beginning on</i>	<i>Additional payment</i>
1st April 2015	1 x final pay
1st April 2016	0.9 x final pay
1st April 2017	0.8 x final pay
1st April 2018	0.7 x final pay
1st April 2019	0.6 x final pay
1st April 2020	0.5 x final pay
1st April 2021	0.4 x final pay
1st April 2022	0.3 x final pay
1st April 2023	0.2 x final pay
1st April 2024	0.1 x final pay
1st April 2025 or any subsequent 1st April	0 x final pay

**Death out of service lump sum**

34.—(1) For the purpose of payment of death benefits, a transition member with continuity of service who dies as a deferred member or pensioner member of this scheme dies out of service under this scheme and the PCSPS(NI).

(2) On the death of a deferred member or pensioner member of this scheme—

- (a) if regulation 131 (death out of service) applies to the member, a lump sum death benefit is payable under that regulation; and
- (b) if the member is a deferred member or pensioner member of the PCSPS(NI) and the conditions for payment of a death out of service lump sum death benefit under the rules

of the PCSPS(NI) are met, a death out of service lump sum death benefit is payable under the PCSPS(NI).