
STATUTORY RULES OF NORTHERN IRELAND

2015 No. 113

The Police Pensions Regulations (Northern Ireland) 2015

PART 7

Retirement benefits

CHAPTER 5

Review of Ill-health benefits

Cancellation of lower tier ill-health pension if medical unfitness ceases

- 109.**—(1) This regulation applies if—
- (a) The scheme manager carries out a review under regulation 108 (review of lower tier ill-health pension); and
 - (b) the selected medical practitioner gives a report and certificate on the questions referred under regulation 115(2) containing the decision that P's medical unfitness has ceased, the scheme manager may give P notice that P has ceased to be medically unfit for performing the ordinary duties of a member of the police service.
- (2) The scheme manager may give P notice that P may rejoin the police service—
- (a) within the period of 3 months beginning with the date on which P is given the notice; and
 - (b) at a rank not lower than the rank which P held immediately before the ill-health pension became payable.
- (3) The lower tier ill-health pension ceases to be payable to P on the earlier of—
- (a) the last day of the 3 month period; or
 - (b) the day on which P rejoins the police service.
- (4) Paragraph (5) applies if—
- (a) a lower tier ill-health pension ceases to be payable under paragraph (3)(a); but
 - (b) P is not entitled to receive payment of a full retirement pension under Chapter 2 (full retirement benefits) because P has less than 2 years qualifying service.
- (5) The scheme manager must pay the difference to P if the aggregate of the following is less than P's aggregate pension contributions in respect of the relevant period of service—
- (a) the sums paid in respect of the pension; and
 - (b) the actuarial value, determined by the scheme manager in accordance with actuarial tables, of any pension to which P is entitled under regulation 204 (guaranteed minimum pensions under section 10 of 1993 Act).

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Police Pensions Regulations (Northern Ireland) 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Ch. 4 cease to have effect from 1/4/2024 by [S.R. 2024/38 reg. 10](#)
- Sch. 1 para. 1(d) substituted by [S.R. 2024/38 reg. 42\(3\)](#)
- reg. 19(1A) inserted by [S.R. 2024/38 reg. 7](#)
- reg. 75(3) inserted by [S.R. 2024/38 reg. 13](#)
- reg. 79(5) inserted by [S.R. 2024/38 reg. 14](#)
- reg. 84(3)(4) inserted by [S.R. 2024/38 reg. 16\(3\)](#)
- reg. 90(4) inserted by [S.R. 2024/38 reg. 20](#)
- reg. 117(2) inserted by [S.R. 2024/38 reg. 32\(7\)](#)
- reg. 202(5)(a) and words omitted by [S.R. 2024/38 reg. 37\(2\)](#)
- reg. 209(3A) inserted by [S.R. 2024/38 reg. 39\(2\)](#)
- reg. 219(5) inserted by [S.R. 2024/38 reg. 41](#)