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STATUTORY RULES OF NORTHERN IRELAND

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**2015 No. 122**

**The Health and Social Care Pension Scheme (Transitional and Consequential Provisions) Regulations (Northern Ireland) 2015**

**PART 2**

Transitional provisions

**CHAPTER 7**

Retirement benefits

**Partial Retirement**

**31.**—(1) Where a transition member elects to claim a specified percentage of that member's pension pursuant to regulation 83 of the 2015 Regulations, that election is to be treated as also being an option for the purposes of partial retirement pension pursuant to whichever of regulations 49 or 180 of the 2008 Regulations applies to the member.

(2) A transition member does not become entitled to a specified percentage of a pension under regulation 83 of the 2015 Regulations until the member has become entitled to and claimed all benefits in the 2008 Section.

(3) For the purposes of regulation 49(6) and 180(5) of the 2008 Regulations and regulation 83(5) of the 2015 Regulations—

- (a) the pension (other than additional pension) to which the member becomes entitled as a result of the option or election (before converting pension to lump sum) is not to be less than the amount of pension payable by reference to 20% of the aggregate of the member's pensionable service under the 2008 Regulations and the 2015 Regulations at the end of the option day; and
- (b) the percentage of pension (other than additional pension) for which the member does not require immediate payment is not to be less than the amount of the pension payable by reference to 20% of the aggregate of the member's pensionable service under the 2008 Regulations and the 2015 Regulations at the end of the option day.