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STATUTORY RULES OF NORTHERN IRELAND

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**2019 No. 54**

**The Police Pension Schemes (Amendment)  
Regulations (Northern Ireland) 2019**

**PART 2**

Police Pensions

**Amendment of the Police Pension (Northern Ireland) Regulations 2009**

2. The Police Pension (Northern Ireland) Regulations 2009<sup>(1)</sup> are amended in accordance with regulations 3 and 4.

**Surviving cohabiting partners**

3. In regulation 37(survivors)—

(1) in paragraph (2)—

- (a) for "An adult partner, other than a spouse or civil partner, shall not be entitled to a pension under these Regulations unless the following conditions are satisfied" substitute "An adult partner, other than a spouse or civil partner, shall not be entitled to a pension under these Regulations unless—";
- (b) in sub-paragraph (a), for "the police officer concerned had sent to the Board a declaration made and signed by the police officer and the adult partner concerned that" substitute "the following conditions are met";
- (c) omit sub-paragraph (a)(iv); and
- (d) omit "and had not revoked that declaration before his death; and".

(2) omit paragraph (4).

4. In regulation 43 (lump sum death grant)—

(1) in paragraph (4)(c) at the beginning insert "subject to paragraph (4A),"; and

(2) after paragraph (4) insert —

“(4A) Unless paragraph (4B) applies, the Board must pay a grant to a person of the description in paragraph (4)(b) if a grant was paid to a different person under paragraph (4) (c) or (d) before this paragraph came into operation.

(4B) This paragraph applies where the Board are of the opinion that the person of the description in paragraph (4)(b) has benefitted from all of the grant paid under paragraph (4) (c) or (d).

(4C) The amount of a grant payable under paragraph (4A) is an amount calculated under paragraph (3), but the Board may pay such a lower amount as they consider appropriate in

all the circumstances if they are of the opinion that the person has benefitted from some of the grant paid under paragraph (4)(c) or (d).”.

### **Amendment of the Police Pensions Regulations (Northern Ireland) 2015**

5. The Police Pensions Regulations (Northern Ireland) 2015(2) are amended in accordance with regulations 6 to 9.

#### **Surviving cohabitating partners**

6. In regulation 134 (meaning of "surviving adult partner")—

(1) in paragraph (1)(a)—

(a) for "the member has sent to the scheme manager a written declaration form required by the member and P that" substitute "the following conditions are met";

(b) omit head (iv);

(2) omit paragraph (1)(b); and

(3) omit paragraphs (3) and (4).

7. In regulation 155 (persons who may be paid lump sum death grant)—

(1) in paragraph (2)(b)(i) for "stated in the declaration under" substitute "in paragraph (1)(a)(i) to (iii) of";

(2) in paragraphs (4) and (5), at the beginning of both paragraphs insert "Subject to paragraph (5A),"; and

(3) after paragraph (5) insert—

“(5A) Unless paragraph (5B) applies, the scheme manager must pay a grant to a person of the description in paragraph (2) if a grant was paid to a different person under paragraph (4) or (5) before this paragraph came into operation.

(5B) This paragraph applies where the scheme manager is of the opinion that the person of the description in paragraph (2) has benefitted from all the grant paid under paragraph (4) and (5).

(5C) The amount of a grant payable under paragraph (5A) is an amount up to the amount calculated under regulation 160, but the scheme manager may pay such lower amount as it considers appropriate in all the circumstances, if it is of the opinion that the person has benefitted from some of the grant paid under paragraph (4) or (5).”.

#### **Rate of member’s contributions**

8. In the table in regulation 169 (rate of member’s contributions) in the title omit "and ending 31<sup>st</sup> March 2019".

#### **Employer contributions**

9. In regulation 173(1) (Employer contributions) for "25.1%" substitute "35%".