
STATUTORY RULES OF NORTHERN IRELAND

2023 No. 141

**The Public Service (Civil Servants and Others) Pensions
(Remediable Service) Regulations (Northern Ireland) 2023**

PART 9

Liabilities and payment

CHAPTER 4

Payment of net liabilities

Payment of amounts owed to the scheme manager

73.—(1) This regulation applies where a person (“P”) has a net liability to the scheme manager within the meaning of regulation 72.

- (2) The scheme manager must send notice in writing to P setting out—
- (a) how the net liability has been calculated,
 - (b) an explanation of the circumstances in which the net liability may be reduced or waived under regulation 70,
 - (c) where the net liability has been calculated by reference to an amount by way of compensation under section 16(3) of PSPJOA 2022, an explanation of the agreement that may be made under regulation 71,
 - (d) when and how the net liability must be paid, and
 - (e) the consequences of not paying the net liability.

(3) Where—

- (a) the scheme manager has sent a notice under paragraph (2), and
- (b) the amount of the net liability is subsequently adjusted,

the scheme manager must send another notice in writing to P under paragraph (2).

- (4) P must pay the amount of the net liability to the scheme manager—
- (a) before the end of the period of six months beginning with the day after the day on which P receives the most recent notice under paragraph (2), or
 - (b) in accordance with an agreement under paragraph (5).
- (5) P and the scheme manager may agree that the net liability is to be paid in part or in full—
- (a) by way of instalments, or
 - (b) by way of deductions from any benefits (including a lump sum benefit) to which P is entitled under a civil service scheme.
- (6) P and the scheme manager may agree to vary an agreement under paragraph (5).

Changes to legislation: There are currently no known outstanding effects for the The Public Service (Civil Servants and Others) Pensions (Remediable Service) Regulations (Northern Ireland) 2023, Section 73. (See end of Document for details)

(7) Where P does not pay any amount that falls due by virtue of paragraph (4)(a) or an agreement under paragraph (5), the scheme manager may deduct such sums from benefits payable to P under a civil service scheme as seem reasonable to the scheme manager for the purpose of discharging P's liability.

(8) P has no liability to pay any amount on account of the net liability until the time for payment arises in accordance with this regulation or an agreement under this regulation, and until that time the scheme manager has no cause of action for the recovery of any such amount (whether for the purposes of The Limitation (Northern Ireland) Order 1989 **(1)** or otherwise).

Commencement Information

II Reg. 73 in operation at 1.10.2023, see [reg. 1\(b\)](#)

(1) 1989 No. 1339 (N.I. 11).

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