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## SCOTTISH STATUTORY INSTRUMENTS

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# 2007 No. 201

## The Police Pensions (Scotland) Regulations 2007

### PART 5

#### PURCHASE OF INCREASED BENEFITS

##### **Payment by periodical contributions**

**59.**—(1) Subject to the following provisions of this regulation, where a regular police officer elects to make payment under this regulation, the periodical contributions shall be made as from the date of the officer's birthday falling within the year beginning with the date of the officer's election and shall continue, subject to any discontinuance on the ground of financial hardship in accordance with regulation 57(3), until the date—

- (a) specified in the notice of election in accordance with regulation 56(3)(b);
- (b) on which any election made by the officer under regulation 9 takes effect;
- (c) on which the officer retires under regulation 18, 19 or 20, as the case may be, or otherwise ceases to serve as a regular police officer; or
- (d) subject to paragraph (7), on which the officer retires under regulation 21, whichever is the earliest.

(2) All contributions under this regulation shall be deducted by the police authority from the pay of the officer concerned.

(3) Such contributions shall be of such amount, calculated by the police authority in accordance with tables prepared by the Scheme actuary, as is necessary to purchase the added years specified in the notice of election:

Provided that in a case where the officer makes an election to pay by periodical contributions while the officer is in part-time service, the officer shall specify whether—

- (i) the payments payable by the officer shall be calculated as if the officer were in full-time service and the officer's pensionable pay were the amount that would be the officer's pensionable pay if the officer were in such service; or
- (ii) those payments are to be payable in accordance with paragraph (6).

(4) An officer who made an election under regulation 56(2) at a time when the officer was a full-time member of the police force and has subsequently begun to serve on a part-time basis may vary that election within the period of 3 months from the date on which the officer began to serve on a part-time basis.

(5) Variation of an election in accordance with paragraph (4) shall be made by giving written notice to the police authority specifying that the police officer in part-time service concerned wishes the payments payable by the officer to be payable in accordance with paragraph (6) and takes effect on the date of that notice.

(6) Where a regular police officer who is in part-time service—

- (a) makes an election under regulation 56(2); or

(b) varies such an election in accordance with paragraphs (4) and (5), specifying that the payments which are payable by the officer are to be payable in accordance with this paragraph, then the payments payable by the officer by periodical payments shall be payable at the same percentage of the officer's pay as if the officer were in full-time service.

(7) In a case of a regular police officer who has retired with an entitlement to an ill-health pension but has subsequently rejoined the officer's former police force or joined another police force in accordance with regulation 51, the officer's periodical contributions shall again become payable as provided by paragraph (1).

(8) A sum held in another pension scheme may not be used to purchase added years under this regulation.