

## SCHEDULE 4

### Transitional provisions

## PART 9

### Transfer of final salary benefits

#### **Meaning of “final salary benefits”**

**43.**—(1) In this Part, “final salary benefits” means benefits accrued under a final salary scheme, subject to sub-paragraph (2).

(2) Where only part of the pension entitlement payable under a final salary scheme to or in respect of a person which is based on the pensionable service of that person is or may be determined by reference to the person’s final salary, “final salary benefits” means the benefits in respect of which the pension entitlement is so determined.

#### **Acceptance of club transfer value payments**

**44.**—(1) If the scheme manager accepts a transfer payment under regulation 179 (request for acceptance of a transfer payment) on the condition that any part of the transfer payment that relates to the member’s final salary benefits is to be paid into the existing police pension scheme, that part of the transfer payment must be paid into the 2006 scheme.

(2) Any part of a club transfer value payment received from another pension scheme that relates to a member’s final salary benefits must be paid into the 2006 scheme.

#### **Joining this scheme or the 2006 scheme**

**45.**—(1) This paragraph applies to a person who transfers final salary benefits into the 2006 scheme after the scheme closing date.

(2) Unless the person is a protected member of the 2006 scheme—

- (a) the person joins this scheme;
- (b) the person is taken to be a transition member with continuity of service; and
- (c) the service to which the final salary benefits relate is counted when calculating qualifying service.

(3) If the person is a protected member of the 2006 scheme, the person joins the 2006 scheme.