

SCHEDULE

AMENDMENT OF THE PRINCIPAL REGULATIONS

2. In regulation L1 (preserved pension)—
 - (a) at the beginning of paragraph (4), there shall be inserted the words “Except in a case to which paragraph (4A) applies,”;
 - (b) after paragraph (4), there shall be inserted the following paragraphs—
 - “(4A) Paragraph (4) may not apply where the NHS employment which the member is in when he reaches age 60 is employment into which he has been transferred as a result of a transfer of an undertaking to the employer.
 - (4B) Where a member receives a pension under paragraph (1) while being in the new employment to which paragraph (4A) applies—
 - (a) his benefits in respect of any pensionable service in that new employment shall be calculated without regard to any pensionable service in any earlier employment;
 - (b) for the purposes of regulation C2 (meaning of “pensionable service”) and regulation D1(3) and (4) (contributions by members), his service in the earlier employment and in the new employment shall be aggregated.”.