
STATUTORY INSTRUMENTS

2014 No. 1964

PUBLIC SERVICE PENSIONS

**The Public Service (Civil Servants and
Others) Pensions Regulations 2014**

Made - - - - - *23rd July 2014*

Laid before Parliament *24th July 2014*

*Coming into force in accordance with
regulation 1(2) and (3)*

**THE PUBLIC SERVICE (CIVIL SERVANTS AND
OTHERS) PENSIONS REGULATIONS 2014**

PART 1

1. Citation and commencement
2. Interpretation

PART 2

3. Establishment and scope

PART 3

4. Scheme manager
5. Delegation
6. Civil Service Pension Board: establishment
7. Civil Service Pension Board: membership
8. Civil Service Pension Board: conflicts of interest
9. Payment of fees and expenses
10. Scheme advisory board: establishment
11. Scheme advisory board: membership
12. Scheme advisory board: conflicts of interest

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART 4

CHAPTER 1

13. Scheme employment
14. Eligible persons
15. Service in 2 or more scheme employments
16. Fair Deal eligible persons

CHAPTER 2

17. Application of Chapter
18. Interpretation of Chapter
19. Automatic enrolment
20. Opting into this scheme
21. When does an option in take effect
22. Automatic re-enrolment
23. Opting out of this scheme
24. Opting out before the end of one month
25. Opting out after one month

CHAPTER 3

26. Pensionable earnings
27. Meaning of “assumed pay”

CHAPTER 4

28. Meaning of “deferred member”

PART 5

CHAPTER 1

29. Descriptions of accrued pension
30. Descriptions of full retirement pension
31. Descriptions of partial retirement pension

CHAPTER 2

32. Calculation of “retirement index adjustment”
33. Determination of “the age addition”
34. Determination of “the assumed age addition”

CHAPTER 3

35. Calculation of amount of accrued pension for purpose of deferment or full retirement
36. Calculation of amount of accrued pension for purpose of partial retirement

CHAPTER 4

37. Establishment of pension accounts: general
38. Closure and adjustment of pension accounts on transfer out

CHAPTER 5

39. Application of Chapter
40. Establishment of active member's account
41. Receipt of a transfer value payment
42. Receipt of a club transfer value payment
43. Amount of pension for a scheme year
44. Opening balance, index adjustment and age addition
45. Closure of active member's account

CHAPTER 6

46. Application of Chapter
47. Establishment of deferred member's account
48. Provisional amount of deferred pension
49. Adjustment of provisional amount
50. Closure of deferred member's account after gap in pensionable service not exceeding 5 years

CHAPTER 7

51. Establishment of full retirement account
52. Amount of full retirement pension
53. Closure of full retirement account

CHAPTER 8

54. Establishment of partial retirement account
55. Amount of partial retirement pension

CHAPTER 9

56. Establishment of pension credit member's account
57. Other pension accounts

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART 6

CHAPTER 1

- 58. Application of Part
- 59. Qualifying service

CHAPTER 2

- 60. Entitlement to full retirement pension
- 61. Annual rate of full retirement pension (active members)
- 62. Annual rate of full retirement pension (deferred members)
- 63. Full retirement pension ceases to be payable

CHAPTER 3

- 64. Exercise of partial retirement option
- 65. Partial retirement option notice
- 66. Option proportion
- 67. Entitlement to partial retirement pension or full retirement pension
- 68. Annual rate of partial retirement pension
- 69. Annual rate of full retirement pension

CHAPTER 4

- 70. Meaning of “permanent breakdown in health”
- 71. Meaning of “incapacity for employment” and “total incapacity for employment”
- 72. Meaning of “lower tier payment threshold”
- 73. Meaning of “upper tier payment threshold”
- 74. Entitlement to ill-health pension
- 75. Provisional award of ill-health pension
- 76. Annual rate of ill-health pension
- 77. Periodical review of entitlement to upper tier top up earned pension
- 78. Deferment of accrued earned pension attributable to a transfer payment
- 79. Deferment of added pension attributable to recent payments

CHAPTER 5

- 80. Options under this Chapter
- 81. Exercising an option under this Chapter
- 82. Option to buy out early payment reduction
- 83. Option to defer payment of added pension
- 84. Option to commute part of pension
- 85. Option to commute whole of member’s accrued pensions (serious ill-health)

CHAPTER 6

86. Allocation election
87. Restriction on total amount of pension that may be allocated
88. Making an allocation election
89. Effect of allocation election
90. Adjustment of allocated benefit (members who have reached the age of 75)

PART 7

91. Entitlement to pension credit member's pension
92. Claim for early payment
93. Annual rate of pension credit member's pension
94. Option to buy out early payment reduction
95. Reduction in pension debit member's benefits
96. Pension credit member's rights
97. Option for pension credit member to commute part of pension
98. Option for pension credit member to commute whole pension (serious ill-health)
99. Application of Part to pension adjustment orders

PART 8

CHAPTER 1

100. Surviving adults
101. Meaning of "surviving nominated partner"
102. Meaning of "surviving adult's pension"
103. Meaning of "dependant's earned pension"
104. Meaning of "dependant's lower tier earned pension"
105. Meaning of "dependant's upper tier top up earned pension"
106. Meaning of "dependant's added pension"
107. Entitlement to surviving adult's pension
108. Annual rate of surviving adult's pensions payable on death of pensioner member
109. Annual rate of surviving adult's pensions payable on death of deferred member
110. Annual rate of surviving adult's pensions payable on death of active member (death in service)
111. Reduction in pensions in cases of wide age disparity

CHAPTER 2

112. Meaning of "eligible child's pension"
113. Meaning of "eligible child"
114. Eligible child's pension
115. Annual rate of eligible child's pension

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

CHAPTER 3

- 116. Payment of pensions under this Part
- 117. Suspension and recovery of pensions paid under this Part
- 118. Provisional awards of eligible child's pensions: later adjustments
- 119. Adjustment of benefits to comply with FA 2004 where members die over 75
- 120. Guaranteed minimum pensions for surviving spouses and civil partners

CHAPTER 4

- 121. Payment of lump sum death benefit
- 122. Nominations for lump sum death benefits
- 123. Invalid nominations of individuals
- 124. Payment of lump sum death benefit to nominees or personal representatives
- 125. Pension protection lump sum death benefit
- 126. Recovery of payments
- 127. Payment of pension instead of lump sum for members who have reached 75

CHAPTER 5

- 128. Meaning of "final pay"
- 129. Meaning of "annualised final pay"
- 130. Amount payable on death of active member (death in service)
- 131. Amount payable on death of deferred member or pensioner member (death out of service)
- 132. Amount payable on death of pension credit member
- 133. Amount payable under court order to former spouse or civil partner

PART 9

- 134. Rate of member contributions
- 135. Amount of pensionable earnings
- 136. Payment of member contributions
- 137. Employers' contributions
- 138. Deduction of payments for extra pension under Schedule 1
- 139. Refund of all member contributions and payments for extra pension made by the member

PART 10

CHAPTER 1

- 140. Application of Part
- 141. Interpretation in relation to Part

CHAPTER 2

- 142. Transfer payments made to other schemes or pension arrangements
- 143. Application for a statement of entitlement
- 144. Statement of entitlement
- 145. Request for transfer payment to be made
- 146. Calculating the amount of a transfer value or club transfer value
- 147. Effect of a transfer out

CHAPTER 3

- 148. Application of Chapter
- 149. Interpretation of Chapter
- 150. Request for acceptance of a transfer payment
- 151. Transfer statement
- 152. Amount of transferred pension
- 153. Club transfer value statement
- 154. Amount of club transfer earned pension

CHAPTER 4

- 155. Bulk transfers out
- 156. Bulk transfers in

CHAPTER 5

- 157. EU and overseas transfers

PART 11

- 158. Appointment of scheme actuary and actuarial valuations
- 159. Employer cost cap

PART 12

CHAPTER 1

- 160. Meaning of “dual capacity member”
- 161. Payment of benefits to or in respect of a dual capacity member

CHAPTER 2

- 162. Late payment of retirement index adjustment
- 163. Commutation of small pensions
- 164. Guaranteed minimum pensions

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

CHAPTER 3

- 165. Forfeiture: offences committed by members
- 166. Forfeiture: offences committed by a member's beneficiary
- 167. Forfeiture: relevant monetary obligations and relevant monetary losses
- 168. Set-off
- 169. Forfeiture and set-off: procedure and appeals

CHAPTER 4

- 170. Scheme manager to be scheme administrator for purposes of Part 4 of Finance Act 2004
- 171. Payment on behalf of members of lifetime allowance charge
- 172. Reduction of benefits where lifetime allowance charge payable
- 173. Information about payment of annual allowance charge
- 174. Reduction of benefits where annual allowance charge paid by scheme manager

CHAPTER 5

- 175. General prohibition on unauthorised payments
- 176. Calculation of periods of membership and service
- 177. Determination of questions
- 178. Evidence of entitlement
- 179. Provision of benefit information statements to members
- 180. Information to be provided by employers
- 181. Protections for the scheme in relation to employers of Fair Deal eligible persons
- 182. Transitional provisions
Signature

SCHEDULE 1 — Payments for extra pension

PART 1 — General

- 1. Interpretation
- 2. Meaning of "amount of extra pension"
- 3. Meaning of "overall limit of extra pension"
- 4. Limit on elections
- 5. Amount of accrued added pension may not exceed overall limit of extra pension
- 6. Actuarial advice

PART 2 — Payments for added pension

CHAPTER 1

Exercising the added pension option

- 7. Added pension option exercisable by member
- 8. Added pension option exercisable by employer or third party

CHAPTER 2

Periodical payments for added pension

9. Application of Chapter
10. Member's option to make periodical payments for added pension
11. Cancellation of option by member
12. Periodical payments
13. Amount of added (self only) pension for a scheme year (periodical payments)
14. Amount of added (all beneficiaries) pension for a scheme year (periodical payments)

CHAPTER 3

Lump sum payments for added pension made by member

15. Application of Chapter
16. Member's option to make a lump sum payment for added pension
17. Payment by lump sum from a compensation scheme
18. Statement of amount of added pension
19. Amount of added (self only) pension (lump sum payment)
20. Amount of added (all beneficiaries) pension (lump sum payment)

CHAPTER 4

Lump sum payments for added pension made by employer or third party

21. Application of Chapter
22. Employer or third party option to make a lump sum payment for added pension
23. Amount of added (self only) pension (lump sum payment)
24. Amount of added (all beneficiaries) pension (lump sum payment)

PART 3 — Effective pension age payments

CHAPTER 1

Exercising the effective pension age option

25. Effective pension age option exercisable by the member
26. Exercising the effective pension age option
27. Payment of pension at effective pension age
28. Member ceases to be in pensionable service under this scheme
29. Cancellation of option
30. Value of an effective pension age option

CHAPTER 2

Making effective pension age payments

31. Amount of periodical payments
32. Periodical payment period
33. Periodical payments during period of assumed pay

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART 4 — Enhanced effective pension age payments

CHAPTER 1

Eligibility for enhanced effective pension age option

34. Eligibility
35. Opting for enhanced effective pension age of 60
36. Opting for enhanced effective pension age of 65

CHAPTER 2

Exercising the enhanced effective pension age option

37. Exercise of option
38. Payment of pension at enhanced effective pension age
39. Member ceases to be in pensionable service in an eligible employment
40. Cancellation of option
41. Determining the value of an enhanced effective pension age option

CHAPTER 3

Making enhanced effective pension age payments

42. Amount of periodical payments
43. Periodical payment period
44. Making periodical payments during period of assumed pay

SCHEDULE 2 — Transitional provisions

PART 1 — General

1. Interpretation - general
2. Meaning of “continuity of service”
3. Meaning of “tapered protection closing date”
4. Meaning of “active member of the PCSPS”
5. Meaning of “active member of an existing scheme”
6. Meaning of “active member of an existing public body pension scheme”
7. Commencement of active membership of this scheme

PART 2 — Exceptions to section 18(1) of the Act: full protection members of the PCSPS

8. Interpretation of Part
9. Full protection members of the PCSPS
10. Exception for full protection members during protection period
11. Full protection member not eligible to join this scheme
12. Members of the PCSPS on scheme closing date
13. Pre-fresh start prison officers
14. Members of an existing scheme
15. Members of an existing public body pension scheme
16. Fair Deal eligible persons transferred out on or before 31st March 2012
17. Fair Deal eligible persons transferred out after 31st March 2012

PART 3 — Exceptions to section 18(1) of the Act: tapered protection members of the PCSPS

18. Interpretation of Part
19. Tapered protection members of the PCSPS

20. Exception for tapered protection members during protection period
21. Tapered protection member not eligible to join this scheme
22. Members of the PCSPS on scheme closing date
23. Members of an existing scheme
24. Members of an existing public body pension scheme
25. Fair Deal eligible persons transferred out on or before 31st March 2012
26. Fair Deal eligible persons transferred out after 31st March 2012
27. Tapered protection members of an existing scheme or an existing public body pension scheme
 - PART 4 — Option for tapered protection members of the PCSPS
28. Option to begin pensionable service before the transition date
 - PART 5 — Payment of ill-health benefits to transition members with continuity of service
29. Transition member who has not reached normal pension age under the PCSPS
30. Transition member who has reached normal pension age under the PCSPS
 - PART 6 — Payment of death benefits in respect of transition members with continuity of service
31. Annual rate of surviving adult's pensions payable under this scheme when a transition member dies in service
32. Annual rate of eligible child's pension payable under this scheme when a transition member dies in service
33. Death in service lump sum
34. Death out of service lump sum
 - PART 7 — Transitional provisions relating to the PCSPS
35. Pensionable service under the PCSPS
36. Ill-health retirement certificate not given
37. Deferred membership of the PCSPS
38. Repayment of contributions under the PCSPS
39. Qualifying for retirement benefits under the PCSPS
40. Final salary link not to apply again to a pension in payment
 - PART 8 — Miscellaneous transitional provisions
41. Declaration continues to have effect
42. Nomination under the PCSPS continues to have effect
 - PART 9 — Transfer of final salary benefits
43. Meaning of "final salary benefit"
44. Acceptance of club transfer value payments and bulk transfers
45. Member of this scheme or the PCSPS
 - PART 10 — Civil Service Compensation Scheme
46. Quarantine

Explanatory Note