

STATUTORY INSTRUMENTS

**2017 No. 522**

**The Judicial Pensions (Fee-Paid Judges) Regulations 2017**

**PART 14**

**THE FEE-PAID JUDICIAL ADDED SURVIVING ADULT'S PENSION SCHEME**

**CHAPTER 3**

**[<sup>F1</sup>unretired] JASAPS MEMBERS**

**Purchase of added surviving adult's pension by [<sup>F2</sup>unretired] JASAPS members**

**123.**—(1) A notice given under regulation 117(2) by an [<sup>F3</sup>unretired] JASAPS member (“M”) must specify—

- (a) M's assumed contribution commencement date;
- (b) M's assumed retirement age;
- (c) the number of qualifying fee-paid days [<sup>F4</sup>in any office in relation to which benefits are to be calculated under the post-1995 provisions] which M proposes to work each year to the period ending with the date on which M reaches M's assumed retirement age; and
- (d) the number of units of added surviving adult's pension which M intends to purchase.

(2) The maximum number of units which an [<sup>F5</sup>unretired] member may purchase in the JASAPS is the amount which the administrators determine would produce a pension equal to a sum calculated in accordance with the formula—

$$\frac{A \times (Y + Z)}{45}$$

where—

- a A is—
  - (i) where M held a single judicial office on the assumed contribution date, the salary which would have been M's appropriate annual salary if M had retired on that date;
  - (ii) where M held more than one judicial office on the assumed contribution date, the salary which would have the highest appropriate salary of these offices if M had retired on that date; and
- b Y is M's reckonable service [<sup>F6</sup>in any office in relation to which benefits are to be calculated under the post-1995 provisions] between the date on which M first held eligible fee-paid judicial office [<sup>F7</sup>and the date on which M reaches M's assumed retirement age as if the principal scheme had not closed to further accruals] (assuming that M works the number of qualifying fee-paid days notified under paragraph (1)(c)) expressed in years and fractions of a year to four decimal places;

- c Z is—
- (i) if M is purchasing added years, the number of added years which M would have purchased by the date on which M reaches M's assumed retirement age, or
  - (ii) if M is not purchasing added years, nil.
- (3) The date on which M is to start payment of periodic contributions (“the periodic contributions start date”) must—
- (a) be within 12 months of the date on which M gives the notice, and
  - (b) be agreed between M and the administrators.

#### Textual Amendments

- F2** Word in reg. 123 heading substituted (1.4.2023) by The Judicial Pensions (Fee-Paid Judges) (Amendment) Regulations 2023 (S.I. 2023/403), regs. 1(1), **61(2)**
- F3** Word in reg. 123(1) substituted (1.4.2023) by The Judicial Pensions (Fee-Paid Judges) (Amendment) Regulations 2023 (S.I. 2023/403), regs. 1(1), **61(3)(a)**
- F4** Words in reg. 123(1)(c) inserted (1.4.2023) by The Judicial Pensions (Fee-Paid Judges) (Amendment) Regulations 2023 (S.I. 2023/403), regs. 1(1), **61(3)(b)**
- F5** Word in reg. 123(2) substituted (1.4.2023) by The Judicial Pensions (Fee-Paid Judges) (Amendment) Regulations 2023 (S.I. 2023/403), regs. 1(1), **61(3)(c)**
- F6** Words in reg. 123(2)(b) inserted (1.4.2023) by The Judicial Pensions (Fee-Paid Judges) (Amendment) Regulations 2023 (S.I. 2023/403), regs. 1(1), **61(3)(d)(i)**
- F7** Words in reg. 123(2)(b) substituted (1.4.2023) by The Judicial Pensions (Fee-Paid Judges) (Amendment) Regulations 2023 (S.I. 2023/403), regs. 1(1), **61(3)(d)(ii)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Judicial Pensions (Fee-Paid Judges) Regulations 2017, Section 123.