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STATUTORY INSTRUMENTS

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**2023 No. 843**

**The Firefighters' Pensions  
(Remediable Service) Regulations 2023**

**Part 6**

**Transfers**

**Chapter 2**

**Transfers on a cash equivalent basis**

*Section 2*

*Transfers on or after 1st October 2023*

**Application of [Section 2](#)**

**35.** [This Section](#) applies in respect of a member (“M”) who is—

- (a) a deferred choice member, and no pension benefits have become payable in relation to M’s remediable service as a firefighter, or
- (b) an immediate choice member, and—
  - (i) the end of the section 6 election period has not passed in relation to M, and
  - (ii) no immediate choice decision has been made in relation to M’s remediable service as a firefighter.

**Transfers out on or after 1st October 2023**

**36.—**(1) [This regulation](#) applies to a remediable transfer value to be paid in relation to M by the scheme manager on or after 1st October 2023.

(2) The scheme manager, having consulted the scheme actuary, must calculate the transfer value of M’s remediable rights as if those rights had been in—

- (a) M’s legacy scheme;
- (b) the reformed scheme.

(3) The amount of the remediable transfer value is the greater of the amounts calculated under [paragraph \(2\)](#).

**Transfers in from a public service pension scheme on or after 1st October 2023**

**37.—**(1) [This regulation](#) applies in relation to a remediable transfer value—

- (a) which is accepted by the scheme manager on or after 1st October 2023, and
- (b) where the sending scheme is a public service pension scheme.

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**Status:** This is the original version (as it was originally made).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

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- (2) The scheme manager, having consulted the scheme actuary, must determine—
- (a) M's overall rights in relation to the remediable transfer value in the legacy scheme;
  - (b) M's benefits if the remediable transfer value were applied in respect of rights in the reformed scheme.