
STATUTORY RULES OF NORTHERN IRELAND

2007 No. 476

The Police Pension (Northern Ireland) Regulations 2007

PART 1

GENERAL

Citation and commencement

1.—(1) These Regulations may be cited as the Police Pension (Northern Ireland) Regulations 2007.

(2) These Regulations come into force on 31st December 2007 and have effect from 6th April 2006⁽¹⁾, subject to paragraph (3).

(3) The following regulations have effect from 31st December 2007—

- (a) Regulation 10(2)(c); and
- (b) Regulation 74(7)

Meaning of certain expressions and references — general provision

2.—(1) In these Regulations unless the context otherwise requires—

- (a) the expressions contained in the glossary set out in Schedule 1 shall be construed as provided in that Schedule;
- (b) any reference to a member of the police service, however expressed, includes a reference to a person who has been such a member;
- (c) any reference to an award, however expressed is a reference to an award under these Regulations.

(2) For the purposes of these Regulations, an inspector of constabulary or a police officer engaged on relevant service shall be deemed to be a member of the police service.

(3) In relation to an inspector of constabulary or an officer engaged on relevant service, any reference in these Regulations to the Board shall be construed as a reference to the Secretary of State.

Disablement

3.—(1) A reference in these Regulations to a person being permanently disabled is to be taken as a reference to that person being disabled at the time when the question arises for decision and to that disablement being at that time likely to be permanent.

(2) For the purposes of deciding if a person's disablement is likely to be permanent that person shall be assumed to receive normal appropriate medical treatment for his disablement, and in this

⁽¹⁾ Article 14 and 15 of the [Superannuation \(Northern Ireland\) Order 1972 \(1972/1073 \(N.I. 10\)\)](#) allows regulations relating to pensions under section 25 or 26 of the 1998 Act to have retrospective effect. Article 15 was amended by paragraph 6 of Schedule 4 to the 1998 Act.

Status: This is the original version (as it was originally made).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

paragraph “appropriate medical treatment” shall not include medical treatment that it is reasonable in the opinion of the Board for that person to refuse.

(3) Subject to paragraph (4), disablement means inability, occasioned by infirmity of mind or body, to perform the ordinary duties of a member of the police service or, as the case may be, to engage in any regular employment otherwise than as a police officer, except that in relation to a child survivor or an adult survivor of a police officer it means inability, occasioned by infirmity of mind or body, to earn a living.

(4) Where a person has retired or otherwise ceased to serve as a police officer before becoming disabled and the date on which he becomes disabled cannot be ascertained, it shall be taken to be the date on which the claim that he is disabled is first made to the Board.

(5) In this regulation, “infirmity” means a disease, injury or medical condition, and includes a mental disorder, injury or condition.