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STATUTORY RULES OF NORTHERN IRELAND

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**2009 No. 79**

**THE POLICE PENSION (NORTHERN  
IRELAND) REGULATIONS 2009**

PROSPECTIVE

**PART 1  
GENERAL**

**Citation, commencement and revocation**

1.—(1) These Regulations may be cited as the Police Pension (Northern Ireland) Regulations 2009.

(2) These Regulations come into operation on 6th April 2009 and have effect from 6th April 2006, subject to paragraph (3).

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

- (a) regulation 10(2)(c); and
- (b) regulation 74(9).

(4) The Police Pension (Northern Ireland) Regulations 2007(1) are revoked.

**Commencement Information**

**II** Reg. 1 in operation at 6.4.2009 with effect in accordance with reg. 1(2)

**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, a specified employee of SOCA or a police officer engaged on relevant service shall be deemed to be a member of the police service.

*Status: This version of this part contains provisions that are prospective.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to THE POLICE PENSION (NORTHERN IRELAND) REGULATIONS 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

(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.

(4) In relation to a specified employee of SOCA—

- (a) any reference in these Regulations to the Board shall be construed as a reference to SOCA; and
- (b) any reference in these Regulations to the police service shall be construed as a reference to SOCA.

**Commencement Information**

**I2** Reg. 2 in operation at 6.4.2009 with effect in accordance with reg. 1(2)

**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 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.

**Commencement Information**

**I3** Reg. 3 in operation at 6.4.2009 with effect in accordance with reg. 1(2)

**Status:**

This version of this part contains provisions that are prospective.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to THE POLICE PENSION (NORTHERN IRELAND) REGULATIONS 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to :**

- Regulations applied with modifications by reg. 91A and Sch. 4 as inserted by [S.R. 2013/36 Sch. para. 79](#)

**Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:**

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Sch. 2 para. 9(g) Sch. 2 para. 9(e) renumbered as Sch. 2 para. 9(g) by [S.R. 2010/348 Sch. 2 para. 3\(3\)](#)
- Sch. 3 para. 19 inserted by [S.R. 2010/348 Sch. 2 para. 4](#)
- Sch. 4A inserted by [S.R. 2013/36 Sch. para. 9](#)
- reg. 1 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 2 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 2(2) words substituted by [S.I. 2013/2318 Sch. para. 101\(2\)](#)
- reg. 2(4) word substituted by [S.I. 2013/2318 Sch. para. 101\(3\)\(b\)](#)
- reg. 2(4) word substituted by [S.I. 2013/2318 Sch. para. 101\(3\)\(c\)](#)
- reg. 2(4) words substituted by [S.I. 2013/2318 Sch. para. 101\(3\)\(a\)](#)
- reg. 2(5)(6) inserted by [S.R. 2010/348 Sch. 1 para. 31](#)
- reg. 2(5)(6) omitted by [S.I. 2013/2318 Sch. para. 101\(4\)](#)
- reg. 3 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 4 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 4(2)(b) words inserted by [S.R. 2010/348 Sch. 2 para. 2](#)
- reg. 4(4)(b) word omitted by [S.R. 2013/36 Sch. para. 1\(a\)](#)
- reg. 4(4)(c) word inserted by [S.R. 2013/36 Sch. para. 1\(b\)](#)
- reg. 4(4)(d) inserted by [S.R. 2013/36 Sch. para. 1\(c\)](#)
- reg. 5 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 5 substituted by [S.R. 2012/64 reg. 3](#)
- reg. 5 substituted by [S.R. 2013/35 reg. 3](#)
- reg. 5 substituted by [S.R. 2014/19 reg. 3](#)
- reg. 6 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 6(1)(c) inserted by [S.R. 2013/36 Sch. para. 2](#)
- reg. 7 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 7(3A)-(3B) inserted by [S.R. 2013/36 Sch. para. 3\(a\)](#)
- reg. 7(5) words inserted by [S.R. 2013/36 Sch. para. 3\(b\)](#)
- reg. 7(6)-(7) substituted for reg. 7(6)-(9) by [S.R. 2013/36 Sch. para. 3\(c\)](#)
- reg. 8 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 9 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 10(1)reg. 10(2)(a)(b)(3)-(9) coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 10(2)(c) coming into force by [S.R. 2009/79 reg. 1\(3\)\(a\)](#)
- reg. 11 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 12 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 13 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 14 coming into force by [S.R. 2009/79 reg. 1\(2\)](#)
- reg. 14(1)(c) word omitted by [S.R. 2010/348 Sch. 1 para. 32\(2\)](#)

- reg. 14(1)(d) substituted by S.I. 2013/2318 Sch. para. 102(a)
- reg. 14(1)(e) and word inserted by S.R. 2010/348 Sch. 1 para. 32(3)
- reg. 14(1)(e) omitted by S.I. 2013/2318 Sch. para. 102(b)
- reg. 15 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 15(3) words substituted by S.R. 2010/348 Sch. 1 para. 33(2)
- reg. 15(3) words substituted by S.I. 2013/2318 Sch. para. 103(2)(a)
- reg. 15(3) words substituted by S.I. 2013/2318 Sch. para. 103(2)(b)
- reg. 15(3A) inserted by S.R. 2010/348 Sch. 1 para. 33(3)
- reg. 15(3A) omitted by S.I. 2013/2318 Sch. para. 103(3)
- reg. 15(6) words inserted by S.R. 2010/348 Sch. 1 para. 33(4)
- reg. 15(6) words omitted by S.I. 2013/2318 Sch. para. 103(4)(b)
- reg. 15(6) words substituted by S.I. 2013/2318 Sch. para. 103(4)(a)
- reg. 16 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 16(4) words inserted by S.R. 2010/348 Sch. 1 para. 34
- reg. 16(4) words omitted by S.I. 2013/2318 Sch. para. 104(b)
- reg. 16(4) words substituted by S.I. 2013/2318 Sch. para. 104(a)
- reg. 17 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 17(3) words inserted by S.R. 2010/348 Sch. 1 para. 35
- reg. 17(3) words omitted by S.I. 2013/2318 Sch. para. 105(b)
- reg. 17(3) words substituted by S.I. 2013/2318 Sch. para. 105(a)
- reg. 18 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 18(2) words substituted by S.R. 2013/36 Sch. para. 4
- reg. 19 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 20 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 20 words inserted by S.R. 2010/348 Sch. 1 para. 36
- reg. 20 words omitted by S.I. 2013/2318 Sch. para. 106(b)
- reg. 20 words substituted by S.I. 2013/2318 Sch. para. 106(a)
- reg. 21 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 22 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 23 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 24 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 25 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 26 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 27 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 28 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 29 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 30 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 31 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 32 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 33 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 34 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 35 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 36 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 37 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 37(2) words substituted by S.R. 2019/54 reg. 3(1)(a)
- reg. 37(2)(a) words omitted by S.R. 2019/54 reg. 3(1)(d)
- reg. 37(2)(a) words substituted by S.R. 2019/54 reg. 3(1)(b)
- reg. 37(2)(a)(iv) omitted by S.R. 2019/54 reg. 3(1)(c)
- reg. 37(4) omitted by S.R. 2019/54 reg. 3(2)
- reg. 38 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 39 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 39(9) words substituted by S.R. 2016/236 reg. 55 (This amendment comes into operation on the day on which the Universal Credit Regulations come into operation.)
- reg. 40 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 40(9) substituted by S.R. 2013/36 Sch. para. 5
- reg. 41 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 42 coming into force by S.R. 2009/79 reg. 1(2)

- reg. 43 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 43(4)(c) words inserted by S.R. 2019/54 reg. 4(1)
- reg. 43(4A)-(4C) inserted by S.R. 2019/54 reg. 4(2)
- reg. 44 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 45 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 46 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 47 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 48 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 48(17) words inserted by S.R. 2010/348 Sch. 1 para. 37
- reg. 48(17) words omitted by S.I. 2013/2318 Sch. para. 107(b)
- reg. 48(17) words substituted by S.I. 2013/2318 Sch. para. 107(a)
- reg. 49 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 49(1) words substituted by S.R. 2010/348 Sch. 1 para. 38(2)
- reg. 49(4) inserted by S.R. 2010/348 Sch. 1 para. 38(3)
- reg. 49(4) omitted by S.I. 2013/2318 Sch. para. 108
- reg. 50 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 51 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 52 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 52(3)(b) words inserted by S.I. 2023/1267 Sch. para. 28
- reg. 53 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 54 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 55 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 56 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 57 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 58 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 59 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 60 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 61 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 62 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 63 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 64 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 65 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 66 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 67 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 68 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 69 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 69(4)(a) words substituted by S.R. 2013/36 Sch. para. 6
- reg. 70 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 71 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 72 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 72(c)(d) inserted by S.R. 2010/348 Sch. 1 para. 39(3)
- reg. 72(c) word substituted by S.I. 2013/2318 Sch. para. 109(4)(a)(ii)
- reg. 72(c) words substituted by S.I. 2013/2318 Sch. para. 109(4)(a)(i)
- reg. 72(c)(i) word substituted by S.I. 2013/2318 Sch. para. 109(4)(b)
- reg. 72(c)(ii) word substituted by S.I. 2013/2318 Sch. para. 109(4)(c)(ii)
- reg. 72(c)(ii) words substituted by S.I. 2013/2318 Sch. para. 109(4)(c)(i)
- reg. 72(d) omitted by S.I. 2013/2318 Sch. para. 109(5)
- reg. 72(aa)(ab) inserted by S.R. 2010/348 Sch. 1 para. 39(2)
- reg. 72(aa) word substituted by S.I. 2013/2318 Sch. para. 109(2)(a)(ii)
- reg. 72(aa) words substituted by S.I. 2013/2318 Sch. para. 109(2)(a)(i)
- reg. 72(aa)(i) word substituted by S.I. 2013/2318 Sch. para. 109(2)(b)
- reg. 72(aa)(ii) word substituted by S.I. 2013/2318 Sch. para. 109(2)(c)(ii)
- reg. 72(aa)(ii) words substituted by S.I. 2013/2318 Sch. para. 109(2)(c)(i)
- reg. 72(ab) omitted by S.I. 2013/2318 Sch. para. 109(3)
- reg. 73 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 74(1)-(8)(10) coming into force by S.R. 2009/79 reg. 1(2)
- reg. 74(9) coming into force by S.R. 2009/79 reg. 1(3)(b)
- reg. 75 coming into force by S.R. 2009/79 reg. 1(2)

- reg. 76 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 77 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 78 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 79 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 80 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 81 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 82 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 83 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 84 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 85 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 86 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 87 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 88 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 89 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 90 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 91 coming into force by S.R. 2009/79 reg. 1(2)
- reg. 91A inserted by S.R. 2013/36 Sch. para. 7
- reg. 92 coming into force by S.R. 2009/79 reg. 1(2)