
STATUTORY RULES OF NORTHERN IRELAND

2016 No. 128

**The Local Government Pension Scheme
(Amendment) Regulations (Northern Ireland) 2016**

Amendment of the Principal Regulations

- 8.** In regulation 23 (assumed pensionable pay)—
- (a) in paragraph (2)(a) for “sickness” substitute “illness”;
 - (b) in paragraph (2)(b) after “child related leave” insert “other than any part of that leave period where the pensionable pay received is greater than the assumed pensionable pay that the member would otherwise have been treated as receiving for that part of the leave period”;
 - (c) in paragraph (4) for “The annual rate of assumed pensionable pay” substitute “Subject to paragraph (4A), the annual rate of assumed pensionable pay”;
 - (d) in paragraph (4)(a)(i) for “most recent pay periods in which the member received pay” substitute “months”;
 - (e) in paragraph (4)(b)(i) for “most recent pay periods in which the member received pay” substitute “weeks”;
 - (f) in paragraph (4)(a)(i) and (4)(b)(i) for “regulations 39(2)(a) (calculation of ill-health pension amounts) and 40(3) (death grants: active members)” substitute “regulations 39(1) (a) (calculation of ill-health pension amounts), 40(3) (death grants: active members), 41(4) (b) (survivor benefits: partners of active members), 44(3)(b), 44(4)(b), 45(3)(b) and 45(4) (b) (survivor benefits: children of active members).”; and
 - (g) after paragraph (4) insert—

“(4A) If the pensionable pay the member received in the periods specified in paragraph (4)(a)(i) or (4)(b)(i) was reduced as a result of absence due to a trade dispute or absence with permission from the member’s employing authority, such reduction is to be ignored for the purposes of calculating that member’s assumed pensionable pay.”.

Commencement Information

- II** Reg. 8 in operation at 1.4.2016, see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Local Government Pension Scheme (Amendment) Regulations (Northern Ireland) 2016, Section 8.