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SCOTTISH STATUTORY INSTRUMENTS

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**2023 No. 239**

**The Police Pensions (Remediable Service) (Scotland) Regulations 2023**

**PART 2**

**Remediable service statements**

**Requirements relating to remediable service statements**

4.—(1) The scheme manager must provide a remediable service statement in respect of a remedy member (“M”) in accordance with—

- (a) section 29 of PSPJOA 2022,
- (b) any Treasury directions made under section 29(6) of that Act, and
- (c) this regulation.

(2) A remediable service statement must be provided in respect of M—

- (a) on or before the relevant date<sup>(1)</sup>,
- (b) where M is, in relation to their remediable police service, for the time being—
  - (i) an active member, at least once in each year ending with the anniversary of the relevant date;
  - (ii) a deferred member, within three months of receipt of a written request by the member<sup>(2)</sup>, and
- (c) where M is a deferred choice member, as soon as is reasonably practicable following receipt of notification—
  - (i) under regulation 13(2) that M intends to claim benefits in relation to M’s remediable police service, or
  - (ii) that M has died.

(3) The remediable service statement must be provided—

- (a) to M, or
- (b) where M is deceased, and the eligible decision-maker is a person other than the scheme manager, to the person who is for the time being the eligible decision-maker in relation to M’s remediable police service under the schedule.

(4) The remediable service statement must include—

- (a) where the scheme manager has determined that any information to be provided in connection with M’s remediable police service must be communicated in a particular form and manner, information about that form and manner;

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<sup>(1)</sup> See section 29(10) of PSPJOA 2022 for the meaning of “the relevant date”.

<sup>(2)</sup> In accordance with section 29(9) of PSPJOA 2022, only one request under regulation 3(2)(b)(ii) may be made during any period of 12 months.

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**Status:** This is the original version (as it was originally made).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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- (b) where M is an immediate choice member, information about the irrevocability of an immediate choice decision;
  - (c) where M is a deferred choice member, information about the revocability (or otherwise) of a deferred choice decision.
- (5) For further provision about—
- (a) what a remediable service statement must include, see—
    - (i) section 29(5) of PSPJOA 2022;
    - (ii) direction 20(1) of the PSP Directions 2022;
  - (b) when a remediable service statement must be combined with a benefit information statement provided under section 14 of the Public Service Pensions Act 2013, see direction 20(2) of the PSP Directions 2022.