



Public Service Pensions and Judicial Offices Act 2022

2022 CHAPTER 7

PART 1

PUBLIC SERVICE PENSION SCHEMES

CHAPTER 3

LOCAL GOVERNMENT SCHEMES

Interpretation

86 **Meaning of “local government scheme” etc**

- (1) In this Chapter “local government scheme” means—
 - (a) a local government new scheme, or
 - (b) a local government legacy scheme.
- (2) In this Chapter “local government new scheme” means—
 - (a) a scheme under section 1 of PSPA 2013 (schemes for persons in public service) which is a defined benefits scheme for local government workers (within the meaning of that Act), or
 - (b) a scheme under section 1 of PSPA(NI) 2014 (schemes for persons in public service) which is a defined benefits scheme for local government workers (within the meaning of that Act).
- (3) In this Chapter “local government legacy scheme” means—
 - (a) an existing scheme (within the meaning of PSPA 2013) mentioned in paragraph 16 or 17 of Schedule 5 to PSPA 2013 (local government workers),
or

Changes to legislation: There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Cross Heading: Interpretation. (See end of Document for details)

- (b) an existing scheme (within the meaning of PSPA(NI) 2014) mentioned in paragraph 3 of Schedule 5 to PSPA(NI) 2014 (local government workers).

Commencement Information

- I1** S. 86 in force at Royal Assent for specified purposes, see **s. 131(1)**
- I2** S. 86 in force at 1.10.2023 in force in so far as not already in force (or on such earlier day as may be appointed), see **s. 131(2)(d)(e)**

87 Interpretation of Chapter

(1) In this Chapter—

- “Chapter 1 scheme” has the same meaning as in Chapter 1;
- “final salary benefits” has the meaning given by subsection (2);
- “judicial scheme” has the same meaning as in Chapter 2;
- “local government legacy scheme” has the meaning given by section 86(3);
- “local government new scheme” has the meaning given by section 86(2);
- “local government scheme” has the meaning given by section 86(1);
- “scheme regulations”—
 - (a) in relation to a local government new scheme within section 86(2)(a) has the same meaning as in PSPA 2013 (see section 1(4) of that Act);
 - (b) in relation to a local government new scheme within section 86(2)(b) has the same meaning as in PSPA(NI) 2014 (see section 1(4) of that Act);
- “Treasury directions” means—
 - (a) in relation to a local government scheme within section 86(2)(a) or (3) (a), directions given by the Treasury;
 - (b) in relation to a local government scheme within section 86(2)(b) or (3) (b), directions given by the Department of Finance in Northern Ireland.

(2) For the purposes of this Chapter, benefits payable under a pension scheme to or in respect of a member are “final salary benefits” if they are determined by reference to the member’s pensionable earnings, or highest, average or representative pensionable earnings, in a specified period ending at, or defined by reference to—

- (a) the time when the member’s pensionable service in relation to the scheme ends, or
- (b) the time when the member attains normal pension age under a local government legacy scheme.

(3) Where—

- (a) a member of a pension scheme has service in multiple employments or offices that is pensionable service under the scheme, and
- (b) the service is aggregated for the purpose of determining the amount of any benefit under the scheme,

the service is treated for the purposes of this Chapter as service in a single employment or office (and references to the employment or office in relation to the service are to be read accordingly).

Changes to legislation: There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Cross Heading: Interpretation. (See end of Document for details)

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Commencement Information

- I3** S. 87 in force at Royal Assent for specified purposes, see [s. 131\(1\)](#)
- I4** [S. 87](#) in force at 1.10.2023 in force in so far as not already in force (or on such earlier day as may be appointed), see [s. 131\(2\)\(d\)\(e\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Cross Heading: Interpretation.