



# Public Service Pensions and Judicial Offices Act 2022

## 2022 CHAPTER 7

### PART 1

#### PUBLIC SERVICE PENSION SCHEMES

### CHAPTER 4

#### GENERAL

#### *Interpretation of Part*

#### **109**    **Meaning of “member” etc**

- (1) In this Part “member”, in relation to a pension scheme, means a member of the scheme of any description (whether or not in pensionable service or in receipt of a pension) and includes a deceased member.
- (2) For the purposes of this Part a person is an “active member” of a pension scheme in relation to their service in an employment or office if—
  - (a) there are presently arrangements made under the pension scheme for the accrual of benefits to or in respect of the person that are calculated by reference to the person’s service in that employment or office, and
  - (b) the person is not a pensioner member of the scheme in relation to that employment or office.
- (3) For the purposes of this Part a person is a “pensioner member” of a pension scheme in relation to their service in an employment or office if the person is entitled to the present payment of benefits under the scheme that are calculated by reference to the person’s service in that employment or office.

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**Changes to legislation:** There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Section 109. (See end of Document for details)

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- (4) For the purposes of this Part a person is a “deferred member” of a pension scheme in relation to their service in an employment or office if—
- (a) the person has accrued rights under the pension scheme, and
  - (b) the person is neither an active member of the scheme, nor a pensioner member of the scheme, in relation to that employment or office.

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**Commencement Information**

- I1** S. 109 in force at Royal Assent for specified purposes, see [s. 131\(1\)](#)
- I2** S. 109 in force at 1.4.2022 for specified purposes, see [s. 131\(2\)\(f\)](#)
- I3** [S. 109](#) 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
- I4** [S. 109](#) in force at 4.7.2023 for specified purposes by [S.I. 2023/746](#), [reg. 2\(b\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Section 109.