



Public Service Pensions and Judicial Offices Act 2022

2022 CHAPTER 7

PART 1

PUBLIC SERVICE PENSION SCHEMES

CHAPTER 1

SCHEMES OTHER THAN JUDICIAL SCHEMES AND LOCAL GOVERNMENT SCHEMES

Immediate detriment cases

32 Whether an “immediate detriment remedy” has been obtained

- (1) For the purposes of section 31 an “immediate detriment remedy” has been obtained in relation to a person’s remediable service in an employment or office if either of the following conditions is met.
- (2) The first condition is that—
 - (a) a court or tribunal has determined that, as a result of a non-discrimination rule, any person has any rights under a Chapter 1 scheme in respect of the remediable service, and
 - (b) the scheme manager of the scheme has—
 - (i) paid any benefits or compensation in accordance with the determination, or
 - (ii) taken any other step (for example, altering records) to implement the determination.
- (3) The second condition is that—

Status: Point in time view as at 10/03/2022. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Section 32. (See end of Document for details)

- (a) the scheme manager of a Chapter 1 scheme and any person have agreed that, as a result of a non-discrimination rule, the person has any rights under a Chapter 1 scheme in respect of the remediable service, and
 - (b) the scheme manager of the scheme has—
 - (i) paid any benefits or compensation in accordance with the agreement, or
 - (ii) taken any other step (for example, altering records) to implement the agreement.
- (4) In this section “non-discrimination rule” means a rule that is, or at any time was, included in a Chapter 1 scheme by virtue of—
- (a) section 61 of EA 2010, or
 - (b) paragraph 2 of Schedule 1 to EEAR(NI) 2006.

Commencement Information

- I1** S. 32 in force at Royal Assent for specified purposes, see **s. 131(1)**
- I2** S. 32 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)(a)(b)**

Status:

Point in time view as at 10/03/2022. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Section 32.