



Public Service Pensions and Judicial Offices Act 2022

2022 CHAPTER 7

PART 1

PUBLIC SERVICE PENSION SCHEMES

CHAPTER 2

JUDICIAL SCHEMES

Immediate detriment cases

68 Whether an “immediate detriment remedy” has been obtained

- (1) For the purposes of section 67 an “immediate detriment remedy” has been obtained in relation to a person’s remediable service in a judicial 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 judicial legacy 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—

Changes to legislation: There are currently no known outstanding effects for the Public Service Pensions and Judicial Offices Act 2022, Section 68. (See end of Document for details)

- (a) the scheme manager of a judicial legacy scheme and any person have agreed that, as a result of a non-discrimination rule, the person has any rights under the 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 judicial 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. 68 in force at Royal Assent for specified purposes, see **s. 131(1)**
- I2** S. 68 in force at 4.7.2023 in so far as not already in force by **S.I. 2023/746, reg. 2(a)**

Changes to legislation:

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