
EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes amendments to provisions of legislation for judicial pensions, consequential on the introduction (by the Finance Act 2004, and with effect from 6th April 2006) of a new regime for the taxation of pension schemes. The principal effect is to up-date references to the previous tax regime or create “stand-alone provisions” where the effect of previous references is preserved.

Article 1 provides for citation and commencement and Article 2 for interpretation.

Articles 3 to 6 contain amendments to the main Act, the Judicial Pensions and Retirement Act 1993. Article 3 replaces a reference to the “earnings cap” in the previous pension tax regime with a stand-alone provision having the same effect. Article 4 amends a provision for additional voluntary contributions to remove a reference to the earnings cap (leaving other limits under AVC Regulations). Articles 5 and 6 repeal provisions of the Act which will be redundant under the new pensions tax regime.

Article 7 and the Schedule make corresponding amendments to the earlier legislation contained in the Judicial Pensions Act 1981, the Resident Magistrates' Pensions Act (Northern Ireland) 1960 and the County Courts Act (Northern Ireland) 1959.

This Order has no impact on business, charities or voluntary bodies.