
STATUTORY INSTRUMENTS

2008 No. 653

The National Health Service Pension Scheme Regulations 2008

PART 4

BENEFITS IN CASES OF MIXED SERVICE

CHAPTER 4.B

COMPARISON OF ENTITLEMENTS

Officer service before practitioner service

4.B.2 Cases with up to 10 years of officer service

(1) Where a member has not more than 10 years of pensionable service before first becoming a type 1 practitioner, the reference amount shall be the best of—

- (a) the amount determined by calculation method A,
- (b) the amount determined by calculation method B, and
- (c) where—
 - (i) the benefit is payable on retirement or death of the member, and
 - (ii) the condition is met,the base amount.

(2) The condition mentioned in paragraph (1)(c)(ii) is that—

- (a) the amount of pension payable under Part 2 would be greater than the amount of pension payable under Part 3, where—
 - (i) any enhancement for the purposes of regulation 2.D.8 or 3.D.7 (enhancement of ill-health pensions), as appropriate, are ignored,
 - (ii) any additional pension is disregarded, and
 - (iii) any increase under the Pensions (Increase) Act 1971(1) is applied, and
- (b) the amount determined by calculation method B is less than the base amount.

4.B.3 Cases with more than 10 years of officer service

4.B.3 Where a member has more than 10 years of pensionable service before first becoming a type 1 practitioner, the reference amount shall be the better of—

- (a) the amount determined by calculation method A, and
- (b) the base amount.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
