
STATUTORY INSTRUMENTS

2015 No. 568

The Armed Forces (Transitional Provisions) Pensions Regulations 2015

PART 3

Amendments to the Armed Forces Pension Scheme 2005

Amendment of the Armed Forces Pensions Scheme 2005

9. The Armed Forces Pension Scheme 2005(1) is amended according to the provisions in this Part.

Insertion of new article 5 into the AFPS Order 2005

10. The Armed Forces Pension Scheme Order 2005(2) (“the AFPS Order 2005”) is amended by inserting after article 4 the following new article—

“Closure of Scheme and transitional provision

5.—(1) Schedule 2 (Transitional Provision) has effect.

(2) After 31st March 2015, the Scheme is closed to new members except where provided for in Schedule 2.”

Amendment of rule A.1 in Schedule 1 to the AFPS Order 2005

11. Rule A.1(interpretation: general) in Schedule 1 to the AFPS Order 2005 is amended by inserting at the appropriate place—

““AFPS 2015” means the scheme established by the Armed Forces Pension Regulations 2014(3);”;

Amendment of rule H.1 in Schedule 1 to the AFPS Order 2005

12. Rule H.1(application of Part H) in Schedule 1 to the AFPS Order 2005 is amended by—

(a) in paragraph (1), after “pensioner member or deferred member of the Scheme” inserting “(whether or not they are also a pensioner member of the AFPS 2015)”;

(b) after paragraph (1)(b), inserting—

“or

(1) The rules of this pension scheme are established in the Armed Forces Pension Scheme Order 2005 as amended - including by the Marriage (Same Sex Couples) Act 2013 (Consequential Provisions) Order 2014 ([S.I. 2014/107](#)).

(2) [S.I. 2005/438](#).

(3) [S.I. 2014/2336](#).

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- (c) is re-engaged in service by virtue of which the person is eligible for membership of the AFPS 2015,”;
- (c) after paragraph (2)(b), omitting “and”; and
- (d) after paragraph (2)(c), inserting—
 - “and
 - (d) where sub-paragraph (1)(c) applies, the “old service pension” includes any AFPS 2015 pension.”.

Insertion of new Schedule into the AFPS Order 2005

13. The AFPS Order 2005 is amended by the insertion after Schedule 1 to the new Schedule 2 contained in Schedule 2 to this Instrument⁽⁴⁾.

(4) The former Schedule 2 to the AFPS Order 2005 was revoked by [S.I. 2006/717](#).