
STATUTORY INSTRUMENTS

2023 No. 766

The Judicial Pensions (Remediable Service etc.) Regulations 2023

PART 3

Provision where an immediate detriment remedy has been obtained

CHAPTER 3

Partnership pension account where an immediate detriment remedy has been obtained

Partnership pension account: requirement to transfer and surrender rights

16.—(1) Paragraph (2) applies where—

- (a) P has remediable service in a salaried judicial office⁽¹⁾, and
- (b) any of the remediable service is PPA opted-out service⁽²⁾.

(2) The relevant person must, before the end of the notification period, take the steps specified in section 41(3) of PSPJOA 2022 and, for the purpose of this paragraph, section 41(3) is to be read as if—

- (a) references to the relevant judicial legacy salaried scheme were references to the scheme mentioned in sub-paragraph (a) of the definition of “relevant judicial legacy scheme” in regulation 14(1);
- (b) the reference in section 41(3)(c) to the appropriate person were a reference to the relevant person.

(3) Paragraph (4) applies where—

- (a) P has remediable service in a fee-paid judicial office, and
- (b) any of the remediable service is PPA opted-out service.

(4) The relevant person must, before the end of the notification period, take the steps specified in section 41(6) of PSPJOA 2022 and, for the purpose of this paragraph, section 41(6) is to be read as if the reference in section 41(6)(c) to the appropriate person were a reference to the relevant person.

(5) For the purposes of this regulation, “relevant person” means P or, if P is deceased—

- (a) the adult survivor, or
- (b) if there is no adult survivor, P’s personal representatives.

Commencement Information

II Reg. 16 in force at 5.7.2023, see [reg. 1\(b\)](#)

(1) See section 71(2) of PSPJOA 2022 for the meaning of “salaried judicial office”.

(2) See section 73(2) of PSPJOA 2022 for the meaning of “PPA opted-out service”.

Changes to legislation: There are currently no known outstanding effects for the The Judicial Pensions (Remediable Service etc.) Regulations 2023, CHAPTER 3. (See end of Document for details)

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There are currently no known outstanding effects for the The Judicial Pensions (Remediable Service etc.) Regulations 2023, CHAPTER 3.