
STATUTORY INSTRUMENTS

2023 No. 831

The Police Pensions (Remediable Service) Regulations 2023

Part 6

Transfers

Chapter 4

Treatment of rights secured by virtue of a remediable value

Pension benefits and lump sum benefits in relation to a remediable value

48.—(1) **This regulation** applies in relation to any benefits that have been in relation to a remediable value accepted in relation to an immediate choice member.

(2) Where, at the operative time—

- (a) the aggregate of benefits that (after taking into account the effect, if any, of **regulation 47**) have been paid under the legacy scheme to any person (“the beneficiary”) in respect of M’s transferred in remediable rights, exceeds
- (b) the aggregate of the benefits to which (after taking into account the effect, if any, of **regulation 45** in relation to the rights) the beneficiary is entitled under the scheme in respect of the rights,

the beneficiary must pay an amount equal to the difference to the scheme.

(3) Where, at the operative time—

- (a) the amount mentioned in **paragraph (2)(a)**, is less than
- (b) the amount mentioned in **paragraph (2)(b)**,

the scheme manager must pay an amount equal to the difference to the beneficiary.

(4) In **this regulation**, “the operative time” means—

- (a) if an immediate choice decision is made in relation to M’s remediable police service, the time the decision is made;
- (b) otherwise, the end of the section 6 election period in relation to M.

Commencement Information

II **Reg. 48** in force at 1.10.2023, see **reg. 1(b)**

Changes to legislation:

There are currently no known outstanding effects for the The Police Pensions (Remediable Service) Regulations 2023, Section 48.