

Subsidiary Legislation made under s.3.

Pensions (Amendment) (No.2) Regulations 2007**LN.2007/141**

Commencement **1.7.2007**

ARRANGEMENT OF REGULATIONS

Regulation

1. Title and commencement.
2. Additional Pensionable Service.
3. Up-rating Of Existing Pensions.
4. Revocations.

1961-13

Pensions

2007/141

Pensions (Amendment) (No.2) Regulations 2007

In exercise of the powers conferred on the Government by section 3 of the Pensions Act, and all other enabling powers, the Government has made the following Regulations—

Title and commencement.

1. These Regulations may be cited as the Pensions (Amendment) (No.2) Regulations 2007 and shall be deemed to have come into operation on 1 July 2007.

Additional Pensionable Service.

2. For the purposes of arriving at the pensionable service to be taken into account in granting a pension under the Pensions Act, in respect of an officer who retires on or after 1 July 2007 and who qualifies for a pension having served the prescribed minimum continuous public service to retirement, such officer will have the right to have all previous periods of public service, in addition to his continuous public service, taken into account irrespective of any breaks in service. No account shall be taken of service which was terminated by dismissal for misconduct.

3. In arriving at the pension to be granted on taking account of all previous periods of public service, any gratuity paid to an officer in respect of such previous service together with interest thereon at the Base Rate (Bank of England Repo Rate) from the date the gratuity was paid to the date of retirement, shall be deducted from the pension and gratuity to be granted.

Up-rating Of Existing Pensions.

4. Any officer who, on 1 July 2007 is in receipt of a pension under the Pensions Act shall be eligible to a revised pension with effect from this date, which takes into account as pensionable service all periods of public service by such officer, irrespective of any breaks in service. The additional element of the pension payable will take account of any increases that would have been applied under the Pensions (Increase) Act from the date of retirement.

Revocations.

5. For the avoidance of doubt, Legal Notice 129 of 2007 is of no effect.