

2022 No.

PUBLIC SERVICE PENSIONS

The Police Pensions (Amendment) (Scotland) Regulations 2022

Made - - - - - ***
Laid before Parliament ***
Coming into force - - - - - *1st April 2022*

The Scottish Ministers make these Regulations in exercise of the powers conferred by sections 1(1) and (2)(g), 2(1) and 3(1) and (2)(c) and paragraph 4(b) of schedule 2 of the Public Service Pensions Act 2013(a) (“the 2013 Act”).

In accordance with section 21(1) of the 2013 Act, the Scottish Ministers consulted the representatives of such persons as appeared to the Scottish Ministers likely to be affected by these Regulations.

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Police Pensions (Amendment) (Scotland) Regulations 2022.

(2) These Regulations come into force on 1st April 2022.

Amendment of the Police Pension Scheme (Scotland) Regulations 2015

2.—(1) Schedule 4 to the Police Pension Scheme (Scotland) Regulations 2015(b) is amended as follows.

(2) In paragraph 1 (interpretation)—

(a) in the definition of “closing date”, before sub-paragraph (a) insert—

“(za) if the member is a full protection member of the existing police pension scheme, 31st March 2022;”;

(b) in the definition of “transition date”, before sub-paragraph (a) insert—

“(za) if the member is a full protection member of the existing police pension scheme, 1st April 2022;”.

(3) For sub-paragraph (2) of paragraph 9 (meaning of “full protection member” (the 1987 scheme)) substitute—

“(2) P ceases to be a full protection member of the 1987 scheme on whichever of the following days occurs first—

(a) 2013 c. 25. Section 3(2)(c) was inserted by section [79(2)] of the Public Service Pensions and Judicial Offices Act [2022 (c. x)].

(b) S.S.I. 2015/142. There are no relevant amendments to Schedule 4.

- (a) the day on which P ceases to be in pensionable service under that scheme; or
- (b) 31st March 2022.”.

(4) For sub-paragraph (2) of paragraph 12 (meaning of “full protection member” (the 2006 scheme)) substitute—

“(2) P ceases to be a full protection member of the 2006 scheme on whichever of the following days occurs first—

- (a) the day on which P ceases to be in pensionable service under that scheme; or
- (b) 31st March 2022.”.

(5) In sub-paragraph (2) of paragraph 35 (pensionable service under the existing police pension scheme), after “closing date” insert “, but not after 31st March 2022,”.

Name
A member of the Scottish Government

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Police Pension Scheme (Scotland) Regulations 2015 (No. 142) ("the 2015 Regulations") in consequence of provision made by the Public Service Pensions and Judicial Offices Act 2022 (c. [x]). The amendments ensure that the existing pension schemes established by the Police Pensions Regulations 1987 (No. 257) and the Police Pensions (Scotland) Regulations 2007 (No. 201) will, except for limited purposes, be closed to the accrual of pension benefits on and after 1st April 2022 and that any members treated as being in pensionable service under the existing pension schemes will, on that date, begin accruing benefits in the scheme established by the 2015 Regulations.