



Jersey

PUBLIC EMPLOYEES (CONTRIBUTORY RETIREMENT SCHEME) (AMENDMENT No. 18) (JERSEY) REGULATIONS 2011

Made

2nd February 2011

Coming into force

9th February 2011

THE STATES, in pursuance of Article 2 of the Public Employees (Retirement) (Jersey) Law 1967¹, have made the following Regulations –

1 Regulation 7 amended

For Regulation 7(4) of the Public Employees (Contributory Retirement Scheme) (Jersey) Regulations 1967² there shall be substituted the following paragraphs –

“(4) Notwithstanding the provisions of paragraph (1)(b), a contributory member may retire at any time not more than 5 years before attaining normal retiring age and, if a member has completed not less than 10 years service, the Chief Minister may require the member similarly so to retire.

(4A) Subject to paragraph (4B) a retirement pension calculated in accordance with paragraph (2) shall be payable to a member who retires under paragraph (4) from the date of his or her retirement.

(4B) The retirement pension of a category A member who retires on or after the date on which the Public Employees (Contributory Retirement Scheme) (Amendment No. 18) (Jersey) Regulations 2011³ come into force and whose pension, either in whole or in part, is attributable to a transfer value received by the Treasurer under Regulation 7 of the General Regulations from a registered pension scheme within the meaning of Part 4 of the Finance Act 2004 (c.12) of the United Kingdom on or after that date shall be payable as follows –

- (a) such part of the member’s pension that is not attributable to such a transfer value shall be payable from the date of the member’s retirement; and
- (b) such part of the pension that is attributable to such a transfer value shall be treated for the purposes of the scheme as a

deferred pension to which the member is entitled under Regulation 11.

- (4C) A member shall be treated for the purposes of the scheme as a deferred pensioner in respect of that part of the pension treated as a deferred pension under paragraph (4B)(b) except that the member shall not be permitted to waive entitlement to that deferred pension by requesting a refund of contributions or a transfer payment.”.
- (4D) A member is a category A member for the purposes of this Regulation if that member falls within the definition of a category A member in the 1989 Existing Members Regulations or the 1989 New Members Regulations.”.

2 Citation and commencement

These Regulations may be cited as the Public Employees (Contributory Retirement Scheme) (Amendment No. 18) (Jersey) Regulations 2011 and shall come into force 7 days after they are made.

A.H. HARRIS

Deputy Greffier of the States

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- ¹ *chapter 16.650*
² *chapter 16.650.48*
³ *R&O.11/2011*