



Statutory Document No. 2 /05

## SUPERANNUATION ACT 1984

### JUDICIAL PENSION (AMENDMENT) SCHEME 2005

*Approved by Tynwald*

*15<sup>th</sup> February 2005*

*Coming into operation*

*1st March 2005*

In exercise of the powers conferred on the Civil Service Commission by section 1 of the Superannuation Act 1984<sup>1</sup>, and of all other enabling powers, and with the consent of the persons concerned, the following Scheme is hereby made : -

#### **Citation, commencement, interpretation and construction**

1. (1) This Scheme may be cited as the Judicial Pension (Amendment) Scheme 2005 and, subject to section 12(1) of the 1984 Act, shall come into operation on the 1st March 2005.
- (2) In this Scheme –
  - "the 1984 Act" means the Superannuation Act 1984;
  - "the 2004 Scheme " means the Judicial Pension Scheme 2004<sup>2</sup>.
- (3) This Scheme shall be construed as one with the 2004 Scheme.

#### **Amendment of 2004 Scheme and transitional**

2. (1) In the 2004 Scheme –
  - (a) in paragraph 2(1) (offices in respect of which the Scheme can apply), after "Deputy Deemster" insert "Judge of Appeal";
  - (b) in Part 2 of the Schedule, in paragraph 4 (offices in respect of which the Scheme can apply) –
    - (i) in sub-paragraph (1), after "Deputy Deemster" insert "Judge of Appeal";
    - (ii) in sub-paragraph (3), after "2004" insert "or, in the case of the Judge of Appeal, 1 March 2005".

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<sup>1</sup> 1984 c.8

<sup>2</sup> S.D. 581/2004

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(2) For the purposes of the 2004 Scheme, if the person who holds the office of Judge of Appeal on the date of commencement of this Order held the office immediately before that date –

- (a) Part I of the Judicial Pensions and Retirement Act 1993 shall apply to that person with effect from that date as if that person first holds office on that date; and
- (b) the period of service shall be calculated from that date.

MADE 4 June 2005



Chairman of the Civil Service Commission

#### EXPLANATORY NOTE

*(This note is not part of the Scheme.)*

This Scheme amends the Judicial Pension Scheme 2004 to make provision for the superannuation of holders of the office of Judge of Appeal. A transitional provision is included in respect of the holder of the office on the date of commencement.