**preserved member with no benefit in payment**

**Information on Superannuation Benefits pursuant to the Family Law Acts (not members of the SPSPS)**

**1. Legislative basis of proceedings:** Family Law Act, 1995 (Section 12)

Family Law Act, 1996 (Section 17) ***delete as appropriate***

**2. Name of member:**

**3. Date of birth:**

**4. PPS number:**

**5. Name of Scheme:**

**6. Date on which membershipcommenced:**

**7. Name of Survivors’ and Children’s Scheme:**

**8. Date on which membership commenced:**

**9. Date of Valuation:**

**10. Service**

|  |  |
| --- | --- |
| **Unco-ordinated service** | **Years (insert to 4 decimal places)** |
| Period from start date to valuation date |  |
| Less unpaid absences |  |
| Less loss of service worksharing/jobsharing |  |
| Total actual scheme service |  |
|  |  |
| Transferred service\* |  |
| Notional service purchased |  |
| **Total – all reckonable service** |  |

 **\* Start date \_\_\_\_\_\_\_\_\_\_\_\_ End date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of transferred service**

|  |  |
| --- | --- |
| **Co-ordinated service** | **Years (insert to 4 decimal places)** |
| Period from start date to valuation date |  |
| Less unpaid absences |  |
| Less loss of service worksharing/jobsharing |  |
| Total actual scheme service |  |
|  |  |
| Transferred service\* |  |
| Notional service purchased |  |
| **Total – all reckonable service** |  |

**\* Start date \_\_\_\_\_\_\_\_\_\_\_\_ End date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of transferred service**

**11. Current pensionable remuneration €**

**12. Calculation of Pension**

12.1 Retirement pension for unco-ordinated service is calculated as follows:

 1/80 x Pensionable remuneration x years of service

12.2 Retirement pension for co-ordinated service is calculated as follows:

 **Co-ordinated pension** = service x (pensionable remuneration ≤ SPC x 3.333333)

200

**plus**

service x (pensionable remuneration > (SPC x 3.333333))

80

**If in limited membership section 12.2 should be amended accordingly (i.e. salary less twice the SPC x service x 1/80)**

**13. Accrued Retirement Benefits to date of valuation**

13.1 Unco-ordinated pension

 Pensionable remuneration €\_\_\_\_\_\_\_\_\_\_ x 1/80 x years of service = €\_\_\_\_\_\_\_\_\_\_\_\_

13.2 Co-ordinated pension

 Pensionable remuneration at or below 3/13 x SPC x 3.333333)

 €\_\_\_\_\_\_\_\_\_\_\_\_\_\_ x 1/200 x years of service = €\_\_\_\_\_\_\_\_\_\_\_

 **plus**

 Pensionable remuneration above 3/13 x SPC x 3.333333)

 €\_\_\_\_\_\_\_\_\_\_\_\_\_\_ x 1/80 x years of service = €\_\_\_\_\_\_\_\_\_\_\_\_

**If in limited membership section 12.2 should be amended accordingly (i.e. salary less twice the SPC x service x 1/80)**

13.3 **Total Accrued Pension to Valuation Date**  **€\_\_\_\_\_\_\_\_\_\_\_\_\_**

13.4 Accrued Lump Sum

 Pensionable remuneration €\_\_\_\_\_\_\_\_\_ x 3/80 x years of service = €\_\_\_\_\_\_\_\_\_\_\_\_

 Less

 Survivors’ & Children’s scheme contributions owed €\_\_

 Other deductions (specify) €\_\_\_\_\_\_\_\_\_\_\_\_

 **Nett Lump Sum accrued to valuation date:** **€\_\_\_\_\_\_\_\_\_\_\_\_**

13.5 Survivors’ & Children’s Retirement benefit

 Eligible Spouse’s/Civil Partner’s pension on member’s death in retirement €\_\_\_\_\_\_\_\_\_\_\_\_

 Children’s pension(s) if eligible are also payable.

**14**. **Contingent benefits**

The member is no longer an active member of the scheme. Any benefits payable on foot of the member’s death will, therefore, be retirement benefits.

 **15. Date or date on which each element becomes payable:**

Payment of preserved benefits to the member will commence with effect from age 60/65. **(delete as appropriate)**

 **16. Future pension adjustments are at the discretion of the Minister for Public Expenditure and Reform**.

**17.** An actuarial valuation of accrued retirement benefits will be supplied on request.

 **18. Additional Voluntary Contributions:** There is no AVC scheme associated with the above-mentioned schemes. If the member contributed to an AVC scheme, you should contact the trustees of the AVC scheme in question***.***

 If you have any queries about the information given on this form, please contact

 **[Insert the name, e-mail address and telephone number]**

**Pensions Section**

***Notes to accompany form –* Member with Preserved Benefits (not members of the SPSPS scheme)**

***(Delete non relevant parts as appropriate)***

***Scheme membership***

In the case of **retirement** benefits, the Family Law legislation provides that any Pension Adjustment Order made must specify a relevant period and a percentage on which any designated benefit payable to the non-member spouse/civil partner will be based. The relevant period may include service in any scheme in this employment but cannot include service in other schemes or service given in a non-pensionable capacity, even if that service is reckonable for pension purposes in another scheme. The information in this form is based on reckonable service. The form also gives details of pensionable scheme service. An earlier period may be included in the relevant period to cover a period of service in another employment in respect of which the service has been transferred into the current scheme.

As the former member is no longer in service, there is no entitlement to **contingent benefits** but a lump sum called a **Preserved Death Gratuity** is payable if the member dies before the age indicated in paragraph 14.

***Co-ordination of service liable for full PRSI***

Where the scheme member was subject to full PRSI, the calculation of the occupational pension takes into account the personal rate of the State Pension (Contributory) payable to a single person. This is known as co-ordination or integration.

***How a Co-ordinated pension is calculated***

The calculation of the occupational pension is based on:

1/200th of pensionable remuneration up to the equivalent of 3 1/3rd times State Pension (Contributory) plus

1/80th of pensionable remuneration (if any) which exceeds that amount for each year of pensionable service.

**(amend if in limited membership)**

**Example: where pensionable remuneration is €45,000,**

* State Pension (Contributory) amounts to €12,174 (rounded) per annum approximately
* Actual reckonable service is 20 years
* 3 1/3 times SPC is €40,579
* Remuneration exceeding €40,579 is €4,421

The figures above are based on the 2016 SPC rates.

A Supplementary Pension ***may*** be payable following retirement if the total of the combined occupational pension and whatever Social Protection benefit is payable is less than the occupational pension that would have been payable had coordination not applied. The conditions for the payment of the Supplementary pension are that the pensioner:

* is not in employment or self-employment

**and**

* fails to qualify for the full rate of State Pension (Contributory), or Disability Benefit (if over 66), or, if under 66, fails to qualify for the full rate of Jobseeker’s Benefit, Invalidity Pension or Disability Pension through no fault of their own

Subject to the above criteria, a Supplementary Pension equal to the difference between the pension payable had co-ordination not applied and the total of occupational pension and Social Protection benefit may be paid. Since the Supplementary Pension will only be paid while the person concerned fulfills all of the above criteria it may only be payable for a short period. It is also worth noting that, where a member has relatively low service, it is necessary for the Social Protection benefit payable to be much less than the maximum rate before a Supplementary Pension becomes payable.

Please note that any purchased notional service is not taken into account when calculating any potential Supplementary Pension value.

***Pensionable service***

This form gives details of actual service and reckonable service. Periods during which the member was not employed on a whole-time basis are reckonable in the proportion which they bear to whole-time service. Periods of unpaid absences are not reckonable.

***Survivors’ and Children’s pensions***

If the memberhas eligibility under the Survivors’ & Children’s scheme, any spouse’s/civil partner’s pension payable will be calculated as one-half of the memberpension where the service was not co-ordinated. If the memberretires on health grounds the calculation will take account of actual service, subject to maximum reckonable service of 40 years.

If the member retires on preserved age, and has eligibility under the Survivors’ & Children’s scheme, any spouse’s/civil partner’s pension payable relating to service which was co-ordinated will be calculated as one-half of a notional member’s pension co-ordination by once the State Pension Contributory.

 **Retirement Ages (delete whichever paragraph as appropriate)**

 The member can claim payment of the preserved benefits with effect from their 60th birthday.

 A ‘New Entrant’ as defined by the Public Service Superannuation (Miscellaneous Provisions) Act 2004 does not have a compulsory retirement age and therefore the member cannot claim their preserved benefits until age 65.

 ***Pension Adjustments post retirement***

 Where co-ordination applies, the original pension and eligibility for a supplementary pension are calculated in respect of the co-ordinated service by reference to the State Pension Contributory payable at the date of resignation. The occupation pension is not affected by subsequent changes in Social Protection benefits and pension adjustments are applied to the occupational pension only.

 ***Actuarial valuation (insert only if valuation is given)***

The actuarial value of the member’s entitlements is calculated in accordance with a standard set of tables devised for members of Public Service occupational pension schemes. These tables were prepared in accordance with Guidelines issued by the Society of Actuaries of Ireland (i.e. Guidance Note GN11A) which covers actuarial calculations required under the Family Law Act, 1995, and the Family Law (Divorce) Act, 1996. Paragraph 4.1 of Guidance Note GN11A states:

 “*where the court directs the trustees of a defined benefit scheme to provide specified information, Article 48 stipulates that each element of the accrued retirement benefit of the member and the actuarial value of such benefits are to be calculated at a date specified by the trustees assuming, where the member is an active member, that the member’s reckonable service terminates on that date*”.

In accordance with the Family Law legislation and relevant guidelines the actuarial values are calculated on the basis of the benefits coming into payment on the valuation date in accordance with the legislation.

**This statement cannot be used for members of the Single Public Service Pension Scheme.**