



Ministry of Defence

Ministry of Defence
Main Building
Whitehall
London SW1A 2HB
United Kingdom
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Our Reference: [REDACTED]

[REDACTED]

Dear [REDACTED],

Thank you for your e-mail to the Ministry of Defence (MOD) dated 4 February 2016 in which you requested the following information:

I would like details of the Armed Forces redundancy packages in force for officers in the RAF from 1998 to 2015. In particular the calculation of lump sums and the payment immediate or preserved pensions and the effect redundancy had on them.

I am treating your correspondence as a request for information under the Freedom of Information Act (FOI) 2000.

A search for the information has been completed within the MOD, and I can confirm that the MOD does hold information within the scope of your request; this is provided in the attachments to this request.

Some of the information you have requested is exempt under Section 21 of the Freedom of Information Act 2000, because it is reasonably accessible to you by other means. I have listed those documents in the attached Annex and provided the relevant links (highlighted in blue).

Under Section 16 of the FOI Act 2000, it might be helpful if I explain that redundancy and the payment of a redundancy compensation lump sum does not affect the pension benefits an officer has accrued under an Armed Forces Pension Scheme prior to being made redundant. If at the point they are made redundant the officer is entitled to receive an Immediate Pension (IP) under the Armed Forces Pension Scheme 1975 (AFPS75) or an Early Departure Payment (EDP) from the Armed Forces Pension Scheme 2005 (AFS05), this will be put into payment from the date they leave service. If the officer is a member of the AFPS75 and is not entitled to receive an IP, they will receive a deferred pension payable from age 60 for service before 6 April 2006 and age 65 for service on or after 6 April 2006.

If the officer is a member of the AFPS05 and is not entitled to receive an EDP, they will receive a deferred pension payable from age 65. The rules for the payment of preserved pensions, IP and EDP are set out in legislation, available online at the following links:

For members of the AFPS75, pension's legislation for RAF officers is available at the following website:

<https://www.gov.uk/government/publications/armed-forces-pension-scheme-1975-regulations>

For members of the AFPS05, pension's legislation for RAF officers is available at the following website:

<https://www.gov.uk/government/collections/armed-forces-pension-scheme-05>

If you are not satisfied with this response or you wish to complain about any aspect of the handling of your request, then you should contact me in the first instance. If informal resolution is not possible and you are still dissatisfied then you may apply for an independent internal review by contacting the Information Rights Compliance team, 1st Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review must be made within 40 working days of the date on which the attempt to reach informal resolution has come to an end.

If you remain dissatisfied following an internal review, you may take your complaint to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not investigate your case until the MOD internal review process has been completed. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website, <http://www.ico.org.uk>.

Yours sincerely,

Defence People

For members of the Armed Forces Pension Scheme 1975 (AFPS75):

- 2010- SI 2010/ 345. [The Armed Forces \(Redundancy, Resettlement and Gratuity Earnings Schemes\) Order 2010](#)
- 2010 (later that year) SI 2010/ 832. [The Armed Forces \(Redundancy, Resettlement and Gratuity Earnings Schemes\) \(No. 2\) Order 2010](#)
- 2011- [Statutory Instrument 2010 No 832 The Armed Forces \(Redundancy, Resettlement and Gratuity Earnings Schemes\) \(No 2\) Order 2010](#) (www). This Order is the legislation which consolidates the redundancy terms for the Armed Forces Redundancy Scheme 2010. Amendments are made to this SI by (1) SI 2011/208 (see below); and (2) SI 2011 3013 (See below); (3) [Shared Parental Leave and Statutory Shared Parental Pay \(Consequential Amendments to Subordinate Legislation\) Order 2014 SI 2014/3255](#) (www); (4) [The Armed Forces \(Transitional Provisions\) Pension Regulations 2015 - SI 2015/568](#).

For members of the Armed Forces Pension Scheme 2005 (AFPS05):

- [Statutory Instrument 2006 No 55 the Armed Forces Redundancy Scheme Order 2006](#) (www). This Order is the legislation which establishes the Armed Forces Redundancy Scheme 2006.
- [Statutory Instrument 2011 No 208. The Armed Forces Redundancy Scheme 2006 and the Armed Forces Redundancy Etc. Schemes 2010 \(Amendment\) Order 2011](#) (www). This Order amends the redundancy terms for Armed Forces Redundancy Scheme 2006 and Armed Forces Redundancy Scheme 2010.

A further amendment to Armed Forces Redundancy Scheme 2010 and Armed Forces Redundancy Scheme 2006:

- [Statutory Instrument 2011 No 3013. The Armed Forces Redundancy Scheme 2006, The Armed Forces Redundancy Etc. Schemes 2010 \(Amendment\) Order 2011](#) (www). This Order amends the definition of redundancy reckonable service when applied to a person who left and later re-joined the Armed Services. The revised definition includes previous service only where that service counts towards an Immediate Pension under the Armed Forces Pension Scheme (AFPS) 1975, that is, where previous service has been aggregated with current service.

