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PARTIAL PENSION

A partial pension is a new instrument introduced into the Polish social security system by the amendment of the Act on pensions from the Social Insurance Fund of 11 May 2012. Its concept differs from the legal structure of partial pensions in the social security systems of other European countries. The acquisition of entitlement to partial pensions is not associated with the limitation of working time by a person who has reached a certain age. It also does not protect against the risk of reaching retirement age. It must be considered rather as an instrument to mitigate the social impact of the gradual raising of retirement age. The mechanism of the determination of partial pension in Poland causes that they are going to be very low so the entitled person will not be able to maintain himself/herself only from this source. They also do not include the part of the premiums transferred to open pension funds in their basis and cannot be received simultaneously with a periodic capital pension. The constitutional principle of equality before the law is violated in this way.