STATUTORY INSTRUMENTS

1971 No. 146

PENSIONS

The Increase of Pensions (Fire Services) (Amendment) Regulations 1971

Made - - - -	*27th January* 1971
Laid before Parliament	*9th February* 1971
Coming into Operation	*15th February* 1971

In exercise of the powers conferred on me by paragraph 7 of Schedule 2 to the Pensions (Increase) Act 1956(a), subsection (2) of section 3 of the Pensions (Increase) Act 1959(b) (including that section as applied and modified by section 8(2) of the Pensions (Increase) Act 1962(c) and Part II of Schedule 1 thereto and by section 5(2) of the Pensions (Increase) Act 1965(d) and Part I of Schedule 2 thereto) and section 1(4) of the Pensions (Increase) Act 1969(e) and paragraph 12 of Schedule 2 thereto, I hereby, with the consent of the Minister for the Civil Service, make the following Regulations:—

Operation and citation

1. These Regulations may be cited as the Increase of Pensions (Fire Services) (Amendment) Regulations 1971 and shall come into operation on 15th February 1971.

Amendment of the Increase of Pensions (Modification) (No. 3) Regulations 1956

2. In Regulation 3(1) of the Increase of Pensions (Modification) (No. 3) Regulations 1956(f), as amended (g) (which provides that the Pensions (Increases Act 1956 shall apply in relation to a flat rate fire service pension, payable a) therein mentioned, as if the proviso to section 1(1) of that Act were omitted therefrom) after the words "Schedule 10 to the said Scheme" there shall be inserted the following provision:—

"or

(*f*) the Firemen's Pension Scheme 1971(h), where in relation to the pension that Scheme is subject to the modifications set out either in the said section 27(3) or in Schedule 10 to the said Scheme,".

(a) 1956 c. 39.
(b) 1959 c. 50.
(c) 1962 c. 2.
(d) 1965 c. 78.
(e) 1969 c. 7.
(f) S.I. 1956/1239 (1956 II, p. 1736).
(g) S.I. 1964/1149, 1966/1046 (1964 II, p. 2628; 1966 II, p. 2564).
(h) *See* S.I. 1971/145 (1971 I, p. 320)

Amendment of the Increase of Pensions (Modification) (No. 2) Regulations 1959

3. In Regulation 2(1) of the Increase of Pensions (Modification) (No. 2) Regulations 1959**(a)**, as amended**(b)** (which provides that the Pensions (Increase) Act 1959 shall apply in relation to a flat rate fire service pension, payable as therein mentioned, as if it began for the purposes of the Act before 1st April 1952) after the words "Schedule 10 to the said Scheme" there shall be inserted the following provision:—

"or

(*f*) in accordance with the Firemen's Pension Scheme 1971, where in relation to the pension that Scheme is subject to the modifications set out either in the said section 27(3) or in Schedule 10 to the said Scheme,".

Amendment of the Increase of Pensions (Modification) (No. 4) Regulations 1963

4. In Regulation 3(2) of the Increase of Pensions (Modification) (No. 4) Regulations 1963**(c)**, as amended**(d)** (which provides that the Pensions (Increase) Act 1962 shall apply in relation to a flat rate fire service pension, payable as therein mentioned, as if it began for the purposes of the Act before 1st April 1956) after the words "the said section 27(3)", where they last occur, there shall be inserted the following provision:—

"or

(*e*) in accordance with the Firemen's Pension Scheme 1971 in respect of whole-time service, where that Scheme is subject to the modifications set out either in Schedule 10 thereto or in the said section 27(3),".

Amendment of the Increase of Pensions (Police and Fire Services) Regulations 1966

5. In Regulation 3(2) of the Increase of Pensions (Police and Fire Services) Regulations 1966**(e)** as amended**(f)** (which provides that the Pensions (Increase) Act 1965 shall apply in relation to a flat rate fire service pension, payable as therein mentioned, as if it began for the purposes of the Act before 1st April 1957) after the words "the said section 27(3)" there shall be inserted the following provision:—

"or

(*d*) in accordance with the Firemen's Pension Scheme 1971 in respect of whole-time service where that Scheme is subject to the modifications set out either in Schedule 10 thereto or in the said section 27(3),".

Amendment of the Increase of Pensions (Police and Fire Services) Regulations 1969

6. In paragraph (2) of Regulation 6 of the Increase of Pensions (Police and Fire Services) Regulations 1969**(g)** (which provides that the Pensions (Increase) Act 1969 shall apply in relation to a flat rate fire service pension, payable as mentioned in paragraph (2) or (3), as if it began for the purposes of the Act

(a) S.I. 1959/1831 (1959 II, p. 2064).
(b) S.I. 1964/1149, 1966/1046 (1964 II, p. 2628; 1966 II, p. 2564).
(c) S.I. 1963/1311 (1963 II, p. 2269).
(d) S.I. 1964/1149, 1966/1046 (1964 II, p. 2628; 1966 II, p. 2564).
(e) S.I. 1966/822 (1966 II, p. 1903). **(f)** S.I. 1966/1046 (1966 II, p. 2564).
(g) S.I. 1969/567 (1969 I, p. 1526).

not later than 1st July 1955 or as if the definition for those purposes of the expression "adjusted rate" were modified) after the words "Firemen's Pension Scheme 1966" there shall be inserted the following provision:—

"or

(*e*) the Firemen's Pension Scheme 1971, where in relation to the pension that Scheme is subject to the modifications set out either in section 27(3) of the Fire Services Act 1947(a) or in Schedule 10 to the said Scheme;".

R. Maudling,

One of Her Majesty's Principal Secretaries of State.

26th January 1971.

Consent of the Minister for the Civil Service given under his Official Seal on 27th January 1971.

(L.S.)

K. H. McNeill,

Authorised by the Minister for the Civil Service.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the Increase of Pensions (Modification) (No. 3) Regulations 1956, the Increase of Pensions (Modification) (No. 2) Regulations 1959, the Increase of Pensions (Modification) (No. 4) Regulations 1963, the Increase of Pensions (Police and Fire Services) Regulations 1966 and the Increase of Pensions (Police and Fire Services) Regulations 1969, which modify respectively, the Pensions (Increase) Acts of 1956, 1959, 1962, 1965 and 1969 in their application to certain fire service pensions.

The amendments are consequential on the Firemen's Pension Scheme Order 1971 which brings the Firemen's Pension Scheme 1971 into operation on 15th February 1971. These Regulations come into operation on the same date.

(a) 1947 c. 41.