

Changes to legislation: There are currently no known outstanding effects for the Public Service Pensions Act 2013, SCHEDULE 5. (See end of Document for details)

SCHEDULES

SCHEDULE 5

Section 18

EXISTING PENSION SCHEMES

Civil servants

1 A scheme under section 1 of the Superannuation Act 1972 ^{F1}....

Exception: injury benefits and compensation benefits

Textual Amendments

F1 Words in [Sch. 5 para. 1](#) omitted (10.3.2022 for specified purposes, 1.4.2022 in so far as not already in force) by virtue of [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), [ss. 96\(3\)](#), [131\(1\)\(2\)\(f\)](#)

Commencement Information

I1 [Sch. 5 para. 1](#) in force at 28.2.2014 for specified purposes by [S.I. 2014/433](#), [art. 3\(2\)\(f\)](#)

I2 [Sch. 5 para. 1](#) in force at 1.4.2014 for specified purposes by [S.I. 2014/839](#), [art. 3\(2\)\(b\)\(3\)](#)

Judiciary

2 A scheme constituted by section 20 of the Sheriff Courts (Scotland) Act 1907.

Commencement Information

I3 [Sch. 5 para. 2](#) in force at 28.2.2014 for specified purposes by [S.I. 2014/433](#), [art. 3\(2\)\(f\)](#)

I4 [Sch. 5 para. 2](#) in force at 1.4.2014 for specified purposes by [S.I. 2014/839](#), [art. 3\(2\)\(b\)\(3\)](#)

3 A scheme constituted by paragraph 23 of Schedule 9 to the Agriculture Act 1947, so far as relating to payment of pension benefits.

Commencement Information

I5 [Sch. 5 para. 3](#) in force at 28.2.2014 for specified purposes by [S.I. 2014/433](#), [art. 3\(2\)\(f\)](#)

I6 [Sch. 5 para. 3](#) in force at 1.4.2014 for specified purposes by [S.I. 2014/839](#), [art. 3\(2\)\(b\)\(3\)](#)

4 A scheme constituted by or made under any provision of Part XIII of the County Courts Act (Northern Ireland) 1959 (c. 25 (N.I.)).

Commencement Information

I7 [Sch. 5 para. 4](#) in force at 28.2.2014 for specified purposes by [S.I. 2014/433](#), [art. 3\(2\)\(f\)](#)

I8 [Sch. 5 para. 4](#) in force at 1.4.2014 for specified purposes by [S.I. 2014/839](#), [art. 3\(2\)\(b\)\(3\)](#)

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- 5 A scheme constituted by or made under any provision of the District Judges (Magistrates' Courts) Pensions Act (Northern Ireland) 1960 (c. 2 (N.I.)).

Commencement Information

- I9** Sch. 5 para. 5 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I10 Sch. 5 para. 5 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

- 6 A scheme constituted by or made under any provision of the Sheriffs' Pensions (Scotland) Act 1961.

Commencement Information

- I11** Sch. 5 para. 6 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I12 Sch. 5 para. 6 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

- 7 A scheme under paragraph 7A of Schedule 10 to the Rent Act 1977.

Exception: injury benefits and compensation benefits

Commencement Information

- I13** Sch. 5 para. 7 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I14 Sch. 5 para. 7 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

- 8 A scheme constituted by or made under any provision of the Judicial Pensions Act 1981.

Exception: injury benefits under a scheme constituted by or made under Part 3 of Schedule 1 to that Act

Commencement Information

- I15** Sch. 5 para. 8 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I16 Sch. 5 para. 8 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

- 9 A scheme constituted by paragraph 9 of Schedule 4 to the Rent (Scotland) Act 1984.

Commencement Information

- I17** Sch. 5 para. 9 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I18 Sch. 5 para. 9 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

- 10 A scheme constituted by or made under any provision of Part 1 or section 19 of the Judicial Pensions and Retirement Act 1993.

Exception: benefits payable to or in respect of a holder of a devolved office

Commencement Information

- I19** Sch. 5 para. 10 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

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I20 Sch. 5 para. 10 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

11 A scheme constituted by paragraph 4(1) of Schedule 1 to the Scottish Land Court Act 1993.

Commencement Information

I21 Sch. 5 para. 11 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I22 Sch. 5 para. 11 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

12 A scheme constituted by or made under paragraph 6 of Schedule 2 to the Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13).

Commencement Information

I23 Sch. 5 para. 12 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I24 Sch. 5 para. 12 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

13 A scheme constituted by or made under paragraph 9 of Schedule 1 to the Education (Additional Support for Learning) (Scotland) Act 2004 (asp 4).

Commencement Information

I25 Sch. 5 para. 13 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I26 Sch. 5 para. 13 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

14 A scheme constituted by paragraph 2(1)(b) of Schedule 2 to the Charities and Trustee Investment (Scotland) Act 2005 (asp 10), so far as relating to payment of pension benefits.

Commencement Information

I27 Sch. 5 para. 14 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I28 Sch. 5 para. 14 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

15 A scheme constituted by paragraph 6(3) of Schedule 11 to the Welsh Language (Wales) Measure 2011 (nawm 1).

Commencement Information

I29 Sch. 5 para. 15 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I30 Sch. 5 para. 15 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

Local government workers

16 A scheme constituted by paragraph 2 of Schedule 1 to the Coroners Act 1988.

Commencement Information

I31 Sch. 5 para. 16 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

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I32 Sch. 5 para. 16 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

17 Regulations under section 7 of the Superannuation Act 1972.
Exception: injury benefits

Commencement Information

I33 Sch. 5 para. 17 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I34 Sch. 5 para. 17 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

Teachers

18 Regulations under section 9 of the Superannuation Act 1972.
Exception: injury benefits

Commencement Information

I35 Sch. 5 para. 18 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I36 Sch. 5 para. 18 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

Health service workers

19 Regulations under section 10 of the Superannuation Act 1972.
Exception: injury benefits

Commencement Information

I37 Sch. 5 para. 19 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I38 Sch. 5 para. 19 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

Fire and rescue workers

20 A scheme under section 26 of the Fire Services Act 1947.

Commencement Information

I39 Sch. 5 para. 20 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I40 Sch. 5 para. 20 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

21 A scheme under section 34 of the Fire and Rescue Services Act 2004.
Exception: injury benefits and compensation benefits

Commencement Information

I41 Sch. 5 para. 21 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I42 Sch. 5 para. 21 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

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Members of police forces

22 Regulations under section 1 of the Police Pensions Act 1976.

Exception: injury benefits

Commencement Information

I43 Sch. 5 para. 22 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I44 Sch. 5 para. 22 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

23 A scheme under section 48 of the Police and Fire Reform (Scotland) Act 2012 (asp 8).

Exception: injury benefits and compensation benefits

Commencement Information

I45 Sch. 5 para. 23 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I46 Sch. 5 para. 23 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

Armed forces

24 The scheme constituted by the Royal Warrant of 19 December 1949 (see Army Order 151 of 1949).

Exception: injury benefits

Commencement Information

I47 Sch. 5 para. 24 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I48 Sch. 5 para. 24 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

25 An Order in Council under section 3 of the Naval and Marine Pay and Pensions Act 1865.

Exception: injury benefits

Commencement Information

I49 Sch. 5 para. 25 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I50 Sch. 5 para. 25 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

26 An order under section 2 of the Pensions and Yeomanry Pay Act 1884.

Exception: injury benefits

Commencement Information

I51 Sch. 5 para. 26 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)

I52 Sch. 5 para. 26 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

27 An order under section 2 of the Air Force (Constitution) Act 1917.

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Exception: injury benefits

Commencement Information

- I53** Sch. 5 para. 27 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I54 Sch. 5 para. 27 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

- 28 Orders or regulations under section 4 of the Reserve Forces Act 1996 containing provision made under section 8 of that Act.

Exception: injury benefits and compensation benefits

Commencement Information

- I55** Sch. 5 para. 28 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I56 Sch. 5 para. 28 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

- 29 (1) A scheme under section 1(1) of the Armed Forces (Pensions and Compensation) Act 2004.

Exception: injury benefits and compensation benefits

- (2) For the purposes of sub-paragraph (1), “compensation benefits” includes benefits by way of payments for resettlement or retraining.

Commencement Information

- I57** Sch. 5 para. 29 in force at 28.2.2014 for specified purposes by S.I. 2014/433, art. 3(2)(f)
I58 Sch. 5 para. 29 in force at 1.4.2014 for specified purposes by S.I. 2014/839, art. 3(2)(b)(3)

Changes to legislation:

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