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STATUTORY RULES OF NORTHERN IRELAND

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**2011 No. 117**

**Local Government Pension Scheme (Councillors)  
(Amendment) Regulations (Northern Ireland) 2011**

**Citation and commencement**

1. These Regulations may be cited as the Local Government Pension Scheme (Councillors) (Amendment) Regulations (Northern Ireland) 2011 and shall come into operation on 9th May 2011.

**Amendment of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations (Northern Ireland) 2009**

2.—(1) The Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations (Northern Ireland) 2009(1) shall be amended in accordance with paragraphs (2) to (4).

(2) In regulation 1 (citation, commencement and interpretation), after the definition of “contribution rate” insert—

““council” has the same meaning as defined in section 1 (district councils) of the Local Government Act (Northern Ireland) 1972(2);

“councillor” means a member of a council as defined in section 1 of the Local Government Act (Northern Ireland) 1972;

“councillor member” means a person who is a member of the Scheme by reason of being a councillor;

“councillor membership” means any period of membership which counts in respect of service as a member of a council and not other local government employment;”.

(3) After regulation 2 (active members), insert—

**“Eligibility of councillors**

2A. These Regulations apply to councillor members in respect of their councillor membership with the modifications set out in the Schedule.”.

(4) The Schedule within Schedule 1 shall be inserted in the appropriate place at the end of the Local Government Pension Scheme (Benefits, Membership and Contributions) Regulations (Northern Ireland) 2009.

**Amendment of the Local Government Pension Scheme (Administration) Regulations (Northern Ireland) 2009**

3.—(1) The Local Government Pension Scheme (Administration) Regulations (Northern Ireland) 2009(3) shall be amended in accordance with paragraphs (2) to (4).

(2) After regulation 3 (general eligibility for membership), insert—

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(1) [S.R. 2009 No. 32](#) as amended by [S.R. 2010 No. 164](#) and [S.R. 2010 No. 410](#).

(2) [1972 c. 9](#).

(3) [S.R. 2009 No. 33](#) as amended by [S.R. 2010 No. 410](#).

**“Eligibility of councillors**

**3A.** These Regulations apply to councillor members in respect of their councillor membership with the modifications set out in Schedule 4.”.

(3) In Schedule 1 (interpretation), after the definition of “contribution rate” insert—

““council” has the same meaning as defined in section 1 (district councils) of the Local Government Act (Northern Ireland) 1972(4);

“councillor” means a member of a council as defined in section 1 of the Local Government Act (Northern Ireland) 1972;

“councillor member” means a person who is a member of the Scheme by reason of being a councillor;

“councillor membership” means any period of membership which counts in respect of service as a member of a council and not other local government employment;”.

(4) Schedule 4 within Schedule 2 shall be inserted after Schedule 3 (the committee) in the Local Government Pension Scheme (Administration) Regulations (Northern Ireland) 2009.

**Amendment of The Local Government (Discretionary Payments) Regulations (Northern Ireland) 2001**

**4.—(1)** The Local Government (Discretionary Payments) Regulations (Northern Ireland) 2001(5) shall be amended in accordance with paragraph (2).

(2) For regulation 32(1) (interpretation of Part V), substitute—

“**32.—(1)** In this Part relevant employment is employment with an LGPS employer, otherwise than—

- (a) retained or volunteer membership with a fire and rescue authority as defined in Article 3 of the Fire and Rescue Services (Northern Ireland) Order 2006(6);
- (b) as an employee pensionable under a superannuation scheme provided in regulations for the time being in force under Article 11 of the 1972 Order;
- (c) as an employee of Citybus Limited or Ulsterbus Limited; or
- (d) as a councillor member of the Local Government Pension Scheme under regulation 2A of the Benefits Regulations and regulation 3A of the Local Government Pension Scheme (Administration) Regulations (Northern Ireland) 2009.”.

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(4) 1972 c. 9.

(5) S.R. 2001 No. 279 as amended by S.R. 2002 No. 353, S.R. 2003 No. 61, and S.R. 2009 No. 34.

(6) S.I. 2006/1254 (N.I. 9).

Sealed with the Official Seal of the Department of the Environment on 18th March 2011.



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