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SCOTTISH STATUTORY INSTRUMENTS

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**2004 No. 385**

**FIRE SERVICES**

**SUPERANNUATION**

**PENSIONS**

**The Firemen's Pension Scheme  
Amendment (Scotland) Order 2004**

*Made - - - - 9th September 2004*  
*Laid before the Scottish*  
*Parliament - - 9th September 2004*  
*Coming into force 1st October 2004*

**THE FIREMEN'S PENSION SCHEME  
AMENDMENT (SCOTLAND) ORDER 2004**

1. Citation, commencement and extent
2. Amendment of the Firemen's Pension Scheme  
Signature

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**SCHEDULE AMENDMENTS TO THE FIREMEN'S PENSION  
SCHEME**

**Part A: General provisions and retirement**

1. In rule A7 (reckoning of service for purposes of award),...
2. In rule A8 (aggregate pension contributions for purposes of awards),...
3. In rule A9 (qualifying injury), in paragraph (2), for "part-time"...
4. In rule A10 (disablement), after paragraph (1), insert-
5. In rule A13 (compulsory retirement on account of age), for...
6. In rule A14 (compulsory retirement on grounds of efficiency of...

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

#### Part B: Personal awards

7. In rule B5 (deferred pension), for paragraph (1)(a) substitute–
8. In rule B7 (commutation – general provision), in paragraph (5)(a),...
9. In rule B9 (allocation)– (a) in paragraph (6), for “as...
10. After rule B12 (pension debit members), insert– Part-time members Where a person is entitled to an award under this...

#### Part C: Awards on death – spouses

11. In rule C1 (spouse’s ordinary pension), paragraph (1) and C6...

#### Part F: Pensionable service and transfer values

12. In rule F1 (reckoning of and certificates as to pensionable...
13. In rule F2 (current service)– (a) for paragraph (2)(c) substitute–...
14. After rule F2 (current service), insert– Maternity, paternity and adoption...

#### Part G: Pensionable pay and contributions

15. (1) In rule G1 (pensionable pay and average pensionable pay)–...
16. After rule G2 (pension contributions), insert– Optional pension contributions during...
17. In rule G7 (payment of periodical contributions for increased benefits),...

#### Part H: Determination of questions and appeals

18. In rule H1 (determination by fire authority)–
19. In rule H2 (appeal against opinion on a medical issue)...

#### Part I: Servicemen

20. In rule I3 (awards on death of servicemen), after paragraph...

#### Part J: Special cases

21. In rule J3 (whole-time member of brigade who is not...
22. In rule J4 (part-time member of brigade)–

#### Part K: Revision and withdrawal of awards

23. In rule K1 (cancellation of ill-health and injury pensions), in...
24. In rule K4 (withdrawal of pension during service as regular...

#### Part L: Payment of awards and financial provisions

25. In rule L4 (prevention of duplication), in paragraph (4), at...

#### Schedule 1: Interpretation

26. In Part I of Schedule 1 (glossary of expressions)–

#### Schedule 2: Personal awards

27. In Parts I, II and III of Schedule 2 (ordinary...  
28. In Part V of Schedule 2 (injury awards)–  
29. In Part VI of Schedule 2 (deferred pension), in paragraph...  
30. After Part VI of Schedule 2 (deferred pensions), insert– PART...

#### Schedule 3: Awards on death – spouses

31. In Part I of Schedule 3 (spouse’s ordinary pension), in...  
32. For Part II of Schedule 3 (spouse’s special pension) substitute–...  
33. In Part III of Schedule 3 (spouse’s accrued pension), in...  
34. In Part IV of Schedule 3 (pension for widow of...  
35. For Part V of Schedule 3 (spouse’s requisite benefit pension)...

#### Schedule 4: Awards on death – children

36. In Part 1 of Schedule 4 (child’s ordinary allowance), in...  
37. In Part II of Schedule 4 (child’s special allowance)–  
38. In Part III of Schedule 4 (child’s accrued allowance), in...

#### Schedule 5: Awards on death – additional provisions

39. In Part 1 of Schedule 5 (adult dependent relative’s special...

#### Schedule 6: Pensionable service and transfer values

40. In Part I of Schedule 6 (payments in respect of...  
41. In Part II of Schedule 6 (service reckonable on receipt...

#### Schedule 9: Appeals

42. In Part I of Schedule 9 (appeal to board of...  
43. In Part II of Schedule 9 (appeal tribunals), in paragraph...  
Explanatory Note