

## **EXECUTIVE NOTE**

### **THE LOCAL GOVERNMENT PENSION SCHEME (SCOTLAND) AMENDMENT REGULATIONS 2006 SSI/2006/123**

The above instrument is made in exercise of the powers conferred by section 7 of the Superannuation Act 1972, which powers have been devolved to the Scottish Ministers. The instrument is subject to negative resolution procedure.

#### **Policy objectives**

The Amendment Regulations change the Local Government Pension Scheme (Scotland) Regulations 1998 (the principal Regulations) to insert Transport Partnerships into the Schedule 2 (Scheme Employers) to the Local Government Pension Scheme (Scotland) Regulations 1998, as amended (the principal Regulations).

The Transport (Scotland) Act 2005 places a duty on the Scottish Ministers to create regional transport partnerships (RTPs) covering the whole of Scotland and to make provision for their membership and constitution. Under the Regional Transport Partnership (Establishment, Constitution and Membership) (Scotland) Order 2005, RTPs will come into being from 1 April 2006.

RTPs will be Scheme Employers for the purposes of the principal Regulations, and employees of the bodies will be eligible for membership of the Local Government Pension Scheme.

Some employees of the RTPs will transfer from employment with Councils, in respect of which they already have rights under the Local Government Pension Scheme. The Regulations make provision so that the pensions of employees who transfer in this way will continue to be administered by the fund which currently administers them.

#### **Consultation**

The Regulations have been the subject of consultation with representatives of local government employers and employees and with other Government Departments. The changes are not contentious and no objections were received during the consultation exercise.

#### **Financial effects**

None.

Scottish Public Pensions Agency  
March 2006