

2013 No. 128

FIRE SERVICES

PENSIONS

**The Firemen's Pension Scheme (Amendment) (Scotland) Order
2013**

<i>Made</i> - - - -	<i>18th April 2013</i>
<i>Laid before the Scottish Parliament</i>	<i>22nd April 2013</i>
<i>Coming into force</i> - -	<i>1st May 2013</i>

The Scottish Ministers make the following Order in exercise of the powers conferred by section 26(1) to (5) of the Fire Services Act 1947(a) and all other powers enabling them to do so.

Citation, commencement and extent

1.—(1) This Order may be cited as the Firemen's Pension Scheme (Amendment) (Scotland) Order 2013.

(2) This Order comes into force on 1st May 2013.

(3) This Order extends to Scotland only.

Amendment of the Firemen's Pension Scheme Order 1992

2. Schedule 2 to the Firemen's Pension Scheme Order 1992(b) is amended in accordance with article 3.

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- (a) 1947 c.41, repealed by section 52 of, and Schedule 2 to, the Fire and Rescue Services Act 2004 (c.21). Subsections (1) to (5) of section 26 continue to have effect, for the purposes of the scheme established under that section as the Firemen's Pension Scheme and set out in the Firemen's Pension Scheme Order 1992 (S.I. 1992/129), by article 3 of the Firefighters' Pension Scheme (England and Scotland) Order 2004 (S.I. 2004/2306). The name of the scheme was changed to the Firefighters' Pension Scheme, by article 4(1) of S.I. 2004/2306. Section 26 of the 1947 Act was amended by section 1 of the Fire Services Act 1951 (c.27), section 42 of the Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951 (c.65), section 33 of, and Schedule 3 to, the Theft Act 1968 (c.60), sections 16 and 29 of, and Schedule 8 to, the Superannuation Act 1972 (c.11), section 100 of, and Schedule 27 to, the Social Security Act 1973 (c.38), section 1 of, and Schedule 1 to, the Social Security (Consequential Provisions) Act 1975 (c.18), section 32 of the Magistrates' Courts Act 1980 (c.43), section 1 of the Police and Firemen's Pensions Act 1997 (c.52), and section 256 of, Schedule 25 to the Civil Partnership Act 2004 (c.33), and article 2 of the Social Security (Modification of Fire Services Act 1947) Order 1976 (S.I. 1976/551). The functions of the Secretary of State as regards Scotland were transferred to the Scottish Ministers by virtue of article 2 of, and Schedule 1 to, the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc) Order 1999 (S.I. 1999/1750) and article 2 of, and the Schedule to, the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc) Order 2006 (S.I. 2006/304).
- (b) S.I. 1992/129, as relevantly amended by S.S.I. 2012/106.

3. For the Table in paragraph 3 of Part 1A of Schedule 8 (pension contributions), substitute—

<i>“Pensionable pay</i>	<i>Contribution rate from 1st May 2013</i>
Up to and including £15,000	11.0% of pensionable pay
More than £15,000 and up to and including £21,000	11.9% of pensionable pay
More than £21,000 and up to and including £30,000	12.9% of pensionable pay
More than £30,000 and up to and including £40,000	13.2% of pensionable pay
More than £40,000 and up to and including £50,000	13.5% of pensionable pay
More than £50,000 and up to and including £60,000	13.7% of pensionable pay
More than £60,000 and up to and including £100,000	14.1% of pensionable pay
More than £100,000 and up to and including £120,000	14.5% of pensionable pay
More than £120,000	15.0% of pensionable pay”

JOHN SWINNEY

A member of the Scottish Government

St Andrew’s House,
Edinburgh
18th April 2013

EXPLANATORY NOTE

(This note is not part of the Order)

This Order changes as from 1st May 2013 the pension contribution rates of firefighters in Scotland who are members of the Scheme set out in the Firemen's Pension Scheme Order 1992.

In addition, a new band of pensionable pay has been created so that those firefighters who earn more than £15,000 and up to and including £21,000 will pay a lower rate than those earning more than £21,000 and up to and including £30,000.

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