

**EXPLANATORY MEMORANDUM TO
THE SUPERANNUATION (ADMISSION TO SCHEDULE 1 TO THE
SUPERANNUATION ACT 1972) ORDER 2007**

2007 No. 2981

1. 1.1 This explanatory memorandum has been prepared by the Cabinet Office and is laid before Parliament by Command of Her Majesty. This memorandum contains information for the Joint Committee on Statutory Instruments.

2. **Description**

2.1 This instrument adds employments to Schedule 1 to the Superannuation Act 1972 (“the Act”), enabling people serving in those employments to be members of the schemes made under section 1 of the Act. The Principal Civil Service Pension Scheme, the Civil Service Additional Voluntary Contribution Scheme, the Civil Service Compensation Scheme and the Civil Service Injury Benefits Scheme are schemes that have been made under section 1 of the Act and are collectively referred to below as “the PCSPS”.

3. **Matters of special interest to the Joint Committee on Statutory Instruments**

3.1 None.

4. **Legislative background**

4.1 Section 1 of the Act gives to the Minister for the Civil Service powers to make, maintain and administer schemes to provide pensions, allowances or gratuities to civil servants and other persons whose employments or offices are listed in Schedule 1 to the Act. The Act further permits the Minister to add employments or offices to Schedule 1, conditional on the employment or office being paid out of moneys provided by Parliament, the Consolidated Fund, or the Scottish Consolidated Fund.

4.2 This Instrument adds two employments to Schedule 1; these are listed in Annex A of this memorandum.

5. **Territorial extent and application**

5.1 This instrument applies to all of the United Kingdom.

6. European Convention on Human Rights

6.1 The Minister for the Civil Service has made the following statement regarding Human Rights:

6.2 The Superannuation (Admission to Schedule 1 to the Superannuation Act 1972) Order 2007 amends Schedule 1 to the Superannuation Act 1972. In my view, the provisions of this instrument are compatible with the Convention rights.

7. Policy background

7.1 The bodies added to Schedule 1 by this instrument wish to join the PCSPS rather than run their own pension arrangements. Membership of the PCSPS avoids the administration and associated costs of setting up separate arrangements, and makes available the economies of scale provided by the PCSPS. In all cases the bodies will be required to make contributions to the PCSPS at a level set to meet the full costs of the accruing superannuation liability associated with their staff. Civil Service Pensions Division ensures that admitted employments or offices are within the public sector and have suitable controls over pay to protect the Civil Superannuation Vote, from which pensions are paid.

7.2 There has been no public interest in these changes and they are not politically sensitive.

8. Impact

8.1 A Regulatory Impact Assessment has not been prepared for this instrument as it has no impact on business, charities or voluntary bodies.

8.2 The outcome of this legislation is to effect a saving in administration to public sector bodies by enabling them to join existing pension arrangements and benefit from the support provided by the Scheme Managers, Cabinet Office, and Civil Service Pensions Division.

9. Contact

Ken Pike (Head of Employers and Complaints Branch) at the Cabinet Office Civil Service Pensions can answer any queries regarding the instrument. Tel: 01256846570 or e-mail: kenneth.pike@cabinet-office.x.gsi.gov.uk

Employments to be added to Schedule 1 to the Superannuation Act 1972

BRB (Residuary) Limited
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