

This Statutory Instrument has been made in consequence of a defect in [S.I. 2008/654](#) and is being issued free of charge to all known recipients of that Statutory Instrument.

STATUTORY INSTRUMENTS

2008 No. 906

**NATIONAL HEALTH SERVICE,
ENGLAND AND WALES**

**The National Health Service Pension Scheme
(Correction to Amendment) Regulations 2008**

<i>Made</i>	- - - -	<i>26th March 2008</i>
<i>Laid before Parliament</i>		<i>27th March 2008</i>
<i>Coming into force</i>	- -	<i>31st March 2008</i>

The Secretary of State for Health makes the following Regulations in exercise of the powers conferred by sections 10(1) and (2) and 12(1) and (2) of, and Schedule 3 to, the Superannuation Act 1972(1) with consent of the Treasury(2).

In accordance with section 10(4) of that Act, the Secretary of State has consulted such representatives of persons likely to be affected by these Regulations as appear to the Secretary of State to be appropriate(3).

Citation and commencement

1.—(1) These Regulations may be cited as the National Health Service Pension Scheme (Correction to Amendment) Regulations 2008.

(2) These Regulations come into force on 31st March 2008.

Amendment of National Health Service Pension Scheme (Amendment) Regulations 2008

2.—(1) The National Health Service Pension Scheme (Amendment) Regulations 2008(4) are amended as follows.

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- (1) [1972 c. 11](#). Section 10(1) was amended by sections 57 and 58 of, and Schedule 5 to, the National Health Service Reorganisation Act 1973 ([c. 32](#)) and by section 4(2) of the Pensions (Miscellaneous Provisions) Act 1990 ([c. 7](#)). Section 12(2) was amended by section 10(1) of the Pensions (Miscellaneous Provisions) Act 1990 ([c. 7](#)).
- (2) See section 10(1) of the Superannuation Act 1972 and article 2 of the Transfer of Functions (Minister for the Civil Service and Treasury) Order 1981 ([S.I. 1981/1670](#)).
- (3) See section 10(4) of the Superannuation Act 1972.
- (4) [S.I. 2008/654](#).

(2) In paragraph (2) of regulation 1 (Citation, commencement and interpretation), for “62(2) and (3)” substitute “66(2) and (3)”.

(3) The regulations following regulation 61 (insertion of new regulation S4A), numbered regulations 1 to 5 (which amend regulations T2A, U1A, U4 of, and Schedule 2 and 2A to, the National Health Service Pension Scheme Regulations 1995), are renumbered as regulations 62 to 66 respectively.

Signed by authority of the Secretary of State for Health.

25th March 2008

Ivan Lewis
Parliamentary Under-Secretary of State,
Department of Health

We consent

26th March 2008

Dave Watts
Frank Roy
Two of the Lords Commissioners of Her
Majesty’s Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

This instrument amends the National Health Service Pension Scheme (Amendment) Regulations 2008 (S.I. 2008/654) (“the 2008 Regulations”).

Regulation 2(2) amends regulation 1(2) of the 2008 Regulations by substituting a reference to regulation 66(2) and (3) for the reference to regulation 62(2) and (3). Regulation 66(2) and (3) of the 2008 Regulations is to have retrospective effect from 1st April 2003 in accordance with section 12 of the Superannuation Act 1972 (c. 11).

Regulation 2(3) deals with the 5 regulations immediately following regulation 61 of the 2008 Regulations that are incorrectly numbered 1 to 5. Those incorrectly numbered regulations are re-numbered 62-66 respectively.

A full regulatory impact assessment has not been produced for this instrument as it has no impact on the costs of business, charities or the voluntary sector.