
STATUTORY INSTRUMENTS

2009 No. 447

**The Local Government Pension Scheme
(Administration) (Amendment) Regulations 2009**

Amendment of the Local Government Pension Scheme (Administration) Regulations 2008

4. In regulation 12 (further restrictions on eligibility), for paragraph (6) substitute—
- “(6) A person may be a member of the Scheme despite being entitled to be a member of the National Health Service Pension Scheme for England and Wales (“the NHS Scheme”) if—
- (a) the person’s entitlement to be a member of the NHS Scheme is by reason of employment by—
 - (i) a Care Trust designated under section 77 of the National Health Service Act 2006⁽¹⁾;
 - (ii) an NHS Scheme employing authority as a result of a prescribed arrangement under section 75 of that Act; or
 - (iii) the Care Quality Commission as a result of a transfer of employment from the Commission for Social Care Inspection, in connection with its dissolution under Part 1 of the Health and Social Care Act 2008⁽²⁾; and
 - (b) the person is specified in, or within a class of employees specified in, an admission agreement made between an administering authority and one of the bodies specified in sub-paragraph (a)(i) to (iii); and
 - (c) the person was an active member of the Scheme immediately before becoming employed by one of those bodies.”.

(1) 2006 c. 41.
(2) 2008 c. 14.