

SCHEDULE 1

AMENDMENT OF THE FIREFIGHTERS' PENSION (WALES) SCHEME

37. In rule F2 (current service)—

(a) for paragraphs (1) and (2), substitute—

“(1) Subject to paragraphs (2) and (3), a person serving as a regular firefighter is entitled to reckon as pensionable service—

- (a) any period of service after 9 November 2004, as a regular firefighter in the employment of a fire and rescue authority, except a period during which pension contributions were not payable under rule G2, and
- (b) if he served as a regular firefighter in a brigade after 31 March 1972 and before 10 November 2004, any period of service in that brigade, except a period during which pension contributions were not payable under rule G2, and
- (c) if he was serving in a brigade both on and immediately before 1 April 1972, any period he was entitled to reckon immediately before that date.

(2) A person is not entitled to reckon as pensionable service by virtue of paragraph (1)

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- (a) if he ceases employment with a fire and rescue authority after 9 November 2004, and again takes up employment with the authority, any period of service before he last took up such employment, or
 - (b) if he left a fire brigade after 31 March 1972 and—
 - (i) rejoined the brigade before 10 November 2004, or
 - (ii) took up employment with a fire and rescue authority on or after that date, any period of service before he last rejoined the brigade or, as the case may be, took up employment with the authority, or
 - (c) any period of absence from duty as a regular firefighter as a result of sickness or injury certified by a qualified medical practitioner to be due to his own misconduct, or
 - (d) subject to paragraph (3) and rule F2A, any period of absence from duty without pay, or
 - (e) any period of maternity or adoption leave in respect of which the person has the right to, but does not, pay contributions under rule G2A.”; and
- (b) in paragraph (3), for the words from the beginning to “is serving”, substitute “The fire and rescue authority which employs a person”.