

SCHEDULE 1

AMENDMENT OF THE FIREFIGHTERS' PENSION (WALES) SCHEME

- 81.** In Schedule 1 (interpretation), in Part I(glossary of expressions)(1)—
- (a) insert, after the entry for the expression “eligible person”—
 - (i) in the first column “fire and rescue authority”, and
 - (ii) in the second column, “A fire and rescue authority under the Fire and Rescue Services Act 2004(2)”;
 - (b) in the entry for the expression “Independent qualified medical practitioner”, for the words in the second column, substitute—

“A medical practitioner holding a diploma in occupational medicine or an equivalent or higher qualification issued by a competent authority in an EEA State, or being an Associate, a Member or a Fellow of the Faculty of Occupational Medicine(3) or an equivalent institution of an EEA State; and for the purposes of this definition “a competent authority” has the meaning given by the General and Specialist Medical Practice (Education, Training and Qualifications) Order 2003(4).”;
 - (c) after the entry for the expression “Normal benefit age”, insert—
 - (i) in the first column, “Normal pension age”; and
 - (ii) in the second column, “Construe in accordance with rule A13”;
 - (d) omit the entry (both columns) for the expression “Rank”;
 - (e) in the entry for the expression of “Regular firefighter”, in the second column—
 - (i) after “after 13 September 2004”, insert “and before 10 November 2004”; and
 - (ii) at the end insert—

“In relation to any time on or after 10 November 2004, the expression means a person who is employed—

 - (a) by a fire and rescue authority as a firefighter (whether whole-time or part-time), other than as a retained or volunteer firefighter, and
 - (b) on terms under which he is, or may be, required to engage in fire-fighting or, without a break in continuity of such employment, may be required to perform other duties appropriate to his role as a firefighter (whether instead of, or in addition to, engaging in fire-fighting) and whose employment is not temporary.”;
 - (f) after the entry for the expression “Regular firefighter”, insert—
 - (i) in the first column, “Relevant fire and rescue authority”; and
 - (ii) in the second column, “Construe in accordance with rule L1(4)”;
 - (g) omit the entry (both columns) for the expression “Relevant fire authority”;
 - (h) for the entry for the expression “Retained member of a brigade”, substitute—
 - (i) in the first column,

““Retained member””;
 - (ii) in the second column,

(1) Part 1 of Schedule 1 was amended by [S.I. 2001/3691](#).

(2) [2004 c. 21](#).

(3) The Faculty of Occupational Medicine is a registered charity no. 1035415.

(4) [S.I. 2003/1250](#), amended by [S.I. 2004/1947](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- “A member of the fire and rescue service who is obliged to attend—
- (a) at the station to which he is attached for training, development and maintenance duties for an average of 2 hours each week and, promptly, at any time, in response to a call; and
 - (b) at any incident or other occurrence, or at any other station for standby duties during the employee’s period of availability.”;
- (i) omit the entry (both columns) for the expression “Retirement date”; and
 - (j) in the entry for the expression “Volunteer member of a brigade”—
 - (i) in the first column, for “of a brigade”, substitute “of the fire and rescue service”;
 - (ii) in the second column—
 - (aa) for “of a brigade”, in the first place where those words appear, substitute “of the fire and rescue service”; and
 - (bb) omit “of a brigade” in the second place where those words appear.