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WELSH STATUTORY INSTRUMENTS

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**2015 No. 848**

**The Firefighters' Pension Scheme (Wales)  
(Consequential Provisions) Regulations 2015**

**PART 2**

**Modification of contracting-out provisions**

**Application of this Part**

- 3.** This Part applies where—
- (a) an election is made under section 11 (elections as to employments covered by contracting-out certificates) of the 1993 Act(1) in relation to persons who become members of the new scheme on or after 1 April 2015 and before 6 April 2016 (whether or not any of those persons are members of an old scheme); and
  - (b) the new scheme satisfies the requirements of section 9 (requirements for certification of schemes: general) of the 1993 Act(2).

**Contracting-out**

**4.—(1)** Part 2 of the Occupational Pension Schemes (Contracting-out) Regulations 1996(3) (certification of employments) is modified as follows in its application to the new scheme.

(2) The requirements in regulation 2(1)(a) (making of elections for the issue of contracting-out certificates) and regulations 3 (notices by employers of intended election) to 5 (time for making an election) do not apply.

- (3) In regulation 6 (information to be included in an election)—
- (a) paragraph (1) is to be read as though, for sub-paragraphs (a) to (f), there were substituted—
    - “(a) the name by which the new scheme is to be known;
    - (b) the name by which the old schemes are known; and
    - (c) any other information necessary to enable the Commissioners for Her Majesty's Revenue and Customs to identify the old schemes.”; and

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(1) Section 11 was amended by section 1(1) of, and paragraph 37 of Schedule 1 to, the Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c. 2) and by section 1(2)(a) of the Employment Rights (Dispute Resolution) Act 1998 (c. 8). It is prospectively repealed by section 24 of, and paragraph 9 of Schedule 13 to, the Pensions Act 2014 (c. 19).

(2) Section 9 was amended by sections 136(3) and 151 of, and paragraph 21 of Schedule 5 to, the Pensions Act 1995 (c. 26); by section 1(1) of, and paragraph 35 of Schedule 1 to, the Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c. 2); by section 283 of the Pensions Act 2004 (c. 35); by sections 14(4), 15(3) and 27(2) of, and paragraphs 61 to 67 of Schedule 4 and paragraph 1 of Part 6 of Schedule 7 to, the Pensions Act 2007 (c. 22); and by S.I. 2006/745. It is prospectively repealed by section 24 of, and paragraph 9 of Schedule 13 to, the Pensions Act 2014 (c. 19).

(3) S.I. 1996/1172. Part 2 was amended by section 1(2) of, and Schedule 2 to, the Social Security Contributions (Transfer of Functions, etc.) Act 1999 (c. 2); by section 1(2)(a) of the Employment Rights (Dispute Resolution) Act 1998 (c. 8); and by S.I. 1997/786, 2002/681, 2005/3377, 2009/6152011/1245, 2011/1246, and 2013/2734. By virtue of section 50(1) of the Commissioners for Revenue and Customs Act 2005 (c. 11), references to the Commissioners of Inland Revenue are to be taken as references to the Commissioners for Her Majesty's Revenue and Customs.

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

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(b) paragraphs (2) and (3) do not apply.