

SCHEDULES

SCHEDULE 9

Section 29.

Existing schemes for civil servants: extension of access

1. The Superannuation Order is amended as follows.
2. In Article 3 (superannuation schemes as respects civil servants, etc.), after paragraph (3) insert—

“(3A) This Article also applies to persons serving in employment or in an office, not being service in employment or in an office of a kind mentioned in paragraph (3), where the employment or office is specified in a list produced for the purposes of this paragraph (see Article 3A).”.
3. After Article 3 insert—

“List of employments and offices for purposes of Article 3

3A.—(1) The Department may specify an employment or office in a list produced for the purposes of Article 3(3A) if paragraph (2), (3) or (4) applies in relation to the employment or office.

- (2) This paragraph applies to an employment or office if—
 - (a) at any time on or after the commencement of this Article, the employment or office ceases to be of a kind mentioned in Article 3(3), and
 - (b) immediately before that time persons serving in the employment or office are, or are eligible to be, members of a scheme under Article 3 by virtue of Article 3(3).
- (3) This paragraph applies to an employment or office if—
 - (a) at any time before the commencement of this Article, the employment or office ceased to be of a kind mentioned in Article 3(3), and
 - (b) at that time persons serving in the employment or office ceased to be members of a scheme under Article 3 or to be eligible for membership of such a scheme.
- (4) This paragraph applies to an employment or office if—
 - (a) it is of a description prescribed by regulations, and

- (b) the Department determines that it is appropriate for it to be specified for the purposes of Article 3(3A).
- (5) The power to specify an employment or office in reliance on paragraph (4) may be exercised so as to have retrospective effect.
- (6) The Department—
 - (a) may at any time amend a list produced under this Article, and
 - (b) must publish the list (and any amendments to it).
- (7) The published list must comply with such requirements, and contain such information, as may be prescribed by regulations.
- (8) Regulations made under this Article are subject to negative resolution.”.