

Status: Point in time view as at 01/02/1991. This version of this part contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, Part I. (See end of Document for details)

SCHEDULES

SCHEDULE 2

OFFICIAL PENSIONS

PART I

STATE PENSIONS

Modifications etc. (not altering text)

- C1** Sch. 2 Pt. I extended by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), s. 30, [Sch. 3 para. 7\(1\)–\(4\)](#)
Sch. 2 Pt. I extended by the Pensions Increase (Civil Service Early Retirement Pension Scheme 1992) Regulations 1993, 1993/806, regs. 3,4 (which Regulations come into force 12.4.1993 but by reg. 4 it is provided that any increase of pensions payable by virtue of those Regulations shall have effect in respect of any pension beginning on or after 1.4.1992).
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1680](#), [reg. 3](#)
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1681](#), [reg. 3](#)
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1682](#), [reg. 3](#)
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1683](#), [reg. 3](#)

Ministerial and parliamentary

- 1 A pension payable under section 3 of the ^{M1}Ministerial Salaries Consolidation Act 1965 (Prime Ministers) [^{F1}or under section 26 or section 27 of the ^{M2}Parliamentary and other Pensions Act 1972 (Pensions of the Prime Minister and Speaker and their dependants).]

Textual Amendments

- F1** Words inserted by [Parliamentary and other Pensions Act 1972 \(c. 48\)](#), [s. 31\(2\)\(a\)](#)

Marginal Citations

- M1** 1965 c. 58.
M2 1972 c. 48.

- 2 A pension payable under the ^{M3}Lord Chancellor's Pension Act 1832 [^{F2}as amended by section 28 of the ^{M4}Parliamentary and other Pensions Act 1972.]

Textual Amendments

- F2** Words inserted by [Parliamentary and other Pensions Act 1972 \(c. 48\)](#), [s. 31\(2\)\(b\)](#)

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Marginal Citations

- M3** 1832 c. 111.
M4 1972 c. 48.

- 3 A pension payable under . . . ^{F3} the ^{M5}Hon. Lady Hylton-Foster’s Annuity Act 1965 [^{F4}^{M6}or (except in respect of any period ending before 1st April 1972) under Mr Speaker King’s Retirement Act 1971.]

Textual Amendments

- F3** Words repealed by [Statute Law \(Repeals\) Act 1986 \(c. 12\)](#), s. 1(1), **Sch. 1 Pt. III**
F4 Words inserted by Parliamentary and other [Pensions Act 1972 \(c. 48\)](#), s. **31(2)(c)**

Marginal Citations

- M5** 1965 c. 70.
M6 1971 c. 13.

- [^{F5}3A A pension which under the Parliamentary pension scheme (within the meaning of the Parliamentary and other Pensions Act 1987) is payable out of the Parliamentary Contributory Pension Fund.]

Textual Amendments

- F5** [Sch. 2 Pt. 1 para. 3A](#) substituted by Parliamentary and other [Pensions Act 1987 \(c. 45, SIF 89\)](#), s. 6, **Sch. 3 para. 3(3)**

[^{F6} European Assembly

Textual Amendments

- F6** [Para. 3B](#) inserted by [European Assembly \(Pay and Pensions\) Act 1979 \(c. 50\)](#), s. **4(7)**

- 3B A pension payable under an order made under section 4 of the ^{M7}European Assembly (Pay and Pensions) Act 1979.]

Marginal Citations

- M7** 1979 c. 50.

Civil Service

- 4 A pension payable under the ^{M8}Superannuation Acts 1965 ^{M9} and 1967 [^{F7}or under a scheme made under section 1 of the ^{M10}Superannuation Act 1972, being the principal civil service pension scheme within the meaning of section 2 of that Act.]

Textual Amendments

- F7** Words inserted by [Superannuation Act 1972 \(c. 11\)](#), **Sch. 6 para. 89(a)**

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Marginal Citations

- M8** 1965 c. 74.
- M9** 1967 c. 28.
- M10** 1972 c. 11.

VALID FROM 31/03/1995

[^{F8}4A A pension payable under Part I or section 19 of the Judicial Pensions and Retirement Act 1993, other than a pension payable under or by virtue of section 10 of that Act.]

Textual Amendments

- F8** Sch. 2 para. 4A inserted (31.3.1995) by 1993 c. 8, ss. 22(1), 31(2); S. I. 1995/631, art. 2

Administration of justice

5—6. ^{F9}

Textual Amendments

- F9** Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26 repealed by Judicial Pensions Act 1981 (c. 20, SIF 71:2), s. 30, Sch. 4

7 A pension payable under section 9 of the ^{M11}County Courts Act 1934 (county court judges).

Marginal Citations

- M11** 1934 c. 53.

8 A pension payable under section 20 of the ^{M12}Sheriff Courts (Scotland) Act 1907 or section 1 of the ^{M13}Sheriffs' Pensions (Scotland) Act 1961 (sheriffs and salaried sheriffs-substitute).

Marginal Citations

- M12** 1907 c. 51.
- M13** 1961 c. 42.

9 ^{F10}

Textual Amendments

- F10** Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26 repealed by Judicial Pensions Act 1981 (c. 20, SIF 71:2), s. 30, Sch. 4

10 A pension payable under section 4(5) of the ^{M14}Criminal Justice Administration Act 1956 (Recorder of Manchester or Liverpool).

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Marginal Citations
M14 1956 c. 34.

11 A pension payable under the Superannuation (President of the ^{M15}Industrial Court) Act 1954.

Marginal Citations
M15 1954 c. 37.

12 F11

Textual Amendments
F11 Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26 repealed by Judicial Pensions Act 1981 (c. 20, SIF 71:2), s. 30, Sch. 4

13 A pension payable under the ^{M16}Police Magistrates (Superannuation) Acts 1915 ^{M17} and 1929 [^{F12}or under Part I of Schedule 1 to the ^{M18}Administration of Justice Act 1973.]

Textual Amendments
F12 Words added by Administration of Justice Act 1973 (c. 15), Sch. 1 para. 11(2)

Marginal Citations
M16 1915 c. 74.
M17 1929 c. 37.
M18 1973 c. 15.

Police and firemen

14 A pension payable by a Secretary of State under the ^{M19}Police (Overseas Service) Act 1945 to a person who at the time of his retirement was engaged as mentioned in section 1(1) of the Act.

This paragraph includes a substituted pension not so payable if the original pension is so payable.

Marginal Citations
M19 1945 c. 17 (9 & 10 Geo. 6).

15 A pension payable by a Secretary of State under the [^{F13M20}Police Pensions Act 1976] to a person who at the time of his retirement—
(a) was engaged as mentioned in section 1(1) of the Police (Overseas Service) Act 1945; or

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- (b) was engaged in service in respect of which the provisions of section 5 of the ^{M21}Overseas Service Act 1958 had effect; or
- (c) was serving as an inspector or assistant inspector of constabulary under the ^{M22}Police Act 1964 or the ^{M23}Police (Scotland) Act 1967; or
- (d) was engaged in central service pursuant to section 43 of the Police Act 1964 or section 38 of the Police (Scotland) Act 1967.

This paragraph includes a substituted pension not so payable if the original pension is so payable.

Textual Amendments

F13 Words substituted by [Police Pensions Act 1976 \(c. 35\), Sch. 2 para. 8\(a\)](#)

Marginal Citations

M20 [1976 c. 35.](#)
M21 [1958 c. 14.](#)
M22 [1964 c. 48.](#)
M23 [1967 c. 77.](#)

[^{F14}15A A pension payable by a Secretary of State under regulations made under section 24 of the ^{M24}Superannuation Act 1972 (compensation for loss of employment, etc.) to or in respect of such a person as is referred to in paragraph 15 above.]

Textual Amendments

F14 [Sch. 2 para. 15A](#) inserted by [Superannuation Act 1972 \(c. 11\), Sch. 6 para. 89\(b\)](#)

Marginal Citations

M24 [1972 c. 11.](#)

16 A pension payable by a Secretary of State in accordance with a scheme in force under section 26 of the ^{M25}Fire Services Act 1947.

This paragraph does not apply to a flat-rate pension, except where the rate depends on section 27(3) of that Act.

Marginal Citations

M25 [1947 c. 41](#)

[^{F15}16A A pension payable by a Secretary of State to or in respect of a person in relation to whom a scheme may be made under the said section 26, being a pension payable under regulations made under section 24 of the ^{M26}Superannuation Act 1972.]

Textual Amendments

F15 [Para. 16A](#) inserted by [Superannuation Act 1972 \(c. 11\), Sch. 6 para. 89\(c\)](#)

Marginal Citations

M26 [1972 c. 11.](#)

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Teachers

17 A pension payable under the Elementary School Teachers (Superannuation) Acts 1898 to 1912.

18 A pension payable under the Teachers (Superannuation) Acts 1918 to 1956.

This paragraph does not include—

- (a) a pension specified in paragraph 56 of this Schedule; or
- (b) so much of any pension payable under the ^{M27}said Acts of 1918 to 1956 as would not have been payable apart from an election under section 10(1) of the Teachers (Superannuation) Act 1956.

Marginal Citations

M27 1956 c. 53.

19 A pension payable under the Education (Scotland) Acts 1939 to 1967.

This paragraph does not include a pension granted under Regulation 45 of the ^{M28}Teachers (Superannuation) (Scotland) Regulations 1957.

Marginal Citations

M28 S.I. 1957/356.

20 A pension payable under regulations made under [^{F16}section 9 of the ^{M29}Superannuation Act 1972]

Textual Amendments

F16 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(d\)](#)

Marginal Citations

M29 1972 c. 11

[^{F17}20A A pension payable to or in respect of a teacher under regulations made under section 24 of the ^{M30}Superannuation Act 1972 (compensation for loss of employment, etc.).]

Textual Amendments

F17 [Para. 20A](#) inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(e\)](#)

Marginal Citations

M30 1972 c. 11.

21 F18

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Textual Amendments

F18 Sch. 2 Pt. I para. 21 repealed by Superannuation Act 1972 (c. 11), s. 29(4), Sch. 8

National health service

22 A pension payable by a Secretary of State under or by virtue of any of the following:

- (a) section 6 of the ^{M31}National Health Service Act 1946 or of the ^{M32}National Health Service (Scotland) Act 1947 (former officers of voluntary hospitals);
- (b) section . . . ^{F19} 68 of the National Health Service Act 1946 or section . . . ^{F19} 67 of the National Health Service (Scotland) Act 1947 (former officers of hospital authorities and others engaged in health services);
- [^{F20}(c) regulations made under section 10 of the ^{M33}Superannuation Act 1972;]
- [^{F21}(d) section 44 of the ^{M34}National Health Service Reorganisation Act 1973 or section 34A of the ^{M35}National Health Service (Scotland) Act 1972.]

Textual Amendments

F19 Words repealed by Superannuation Act 1972 (c. 11), s. 29(4), Sch. 8

F20 Para. 22(c) inserted by Superannuation Act 1972 (c. 11), Sch. 6 para. 89(h)

F21 Para. 22(d) inserted by National Health Service Reorganisation Act 1973 (c. 32), Sch. 4 para. 133

Marginal Citations

M31 1946 c. 81.

M32 1947 c. 27.

M33 1972 c. 11.

M34 1973 c. 32.

M35 1972 c. 58.

23 A pension payable by a Secretary of State in consequence of any change affecting the National Health Service and payable—

- (a) in pursuance of an order under section 11(9) of the National Health Service Act 1946; or
- (b) under regulations made under section 60(2) of the ^{M36}Local Government Act 1958, section 85(4) of the ^{M37}London Government Act 1963 . . . ^{F22}

Textual Amendments

F22 Words repealed by Superannuation Act 1972 (c. 11), s. 29(4), Sch. 8

Marginal Citations

M36 1958 c. 55.

M37 1963 c. 33.

[^{F23}23A A pension payable to or in respect of a person in relation to whom regulations may be made under the said section 10, being a pension payable under regulations made

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under section 24 of the said Act of 1972 (compensation for loss of employment, etc.).]

Textual Amendments

F23 Para. 23A inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(i\)](#)

National insurance

24 A pension payable by a Secretary of State in pursuance of regulations made under section 67 of the ^{M38}National Insurance Act 1946 (loss of employment or diminution of emoluments attributable to passing of that Act of former employees of approved societies etc.).

Marginal Citations

M38 [1946 c. 67](#).

25 A pension payable in pursuance of rules made under section 3 of the ^{M39}Superannuation (Miscellaneous Provisions) Act 1948 (former employees of approved societies etc.).

This paragraph does not include a pension payable under the [^{F24}principal civil service pension scheme within the meaning of section 2 of the ^{M40}Superannuation Act 1972.]

Textual Amendments

F24 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(j\)](#)

Marginal Citations

M39 [1948 c. 33](#).

M40 [1972 c. 11](#).

26 **F25**

Textual Amendments

F25 [Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26](#) repealed by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), s. 30, [Sch. 4](#)

Diplomatic, colonial and overseas service

27 A pension payable under the ^{M41}Governors Pensions Acts 1957 and 1967.

Marginal Citations

M41 [1957 c. 62](#)

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[^{F26}27A A pension payable under any scheme or part of a scheme made under section 2 of the Overseas Pensions Act 1973 which incorporates, replaces or amends the provisions of the ^{M42}Governors' Pensions Acts 1957 and 1967 or of the ^{M43}Superannuation Act 1965 so far as it continued to have effect by virtue of section 23(2) of the ^{M44}Superannuation Act 1972.]

Textual Amendments

F26 Para. 27A inserted by Overseas Pensions Act 1973 (c. 21), s. 4(3)

Marginal Citations

M42 1957 c. 62

M43 1965 c. 74.

M44 1972 c. 11.

28 A pension payable under the ^{M45}Judges Pensions (India and Burma) Act 1948.

Marginal Citations

M45 1948 c. 4 (12, 13 & 14 Geo. 6).

29 A pension payable under the ^{M46}Diplomatic Salaries &c. Act 1869.

Marginal Citations

M46 1869 c. 43.

Service in Ireland

30 A pension payable under Schedule 8 to the ^{M47}Government of Ireland Act 1920 (former Irish civil servants).

Marginal Citations

M47 1920 c. 67.

31 A pension payable to or in respect of an existing Irish officer within the meaning of the Government of Ireland Act 1920, under the Superannuation Acts 1834 to 1965.

32 A pension payable under the enactments relating to pensions of the Royal Irish Constabulary.

This paragraph does not include a pension payable under regulations made under section 1 of the ^{M48}Royal Irish Constabulary (Widows' Pensions) Act 1954.

Marginal Citations

M48 1954 c. 17.

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Miscellaneous

- 33 A pension payable by a Secretary of State in respect of service as officer of a local valuation panel, under regulations made under section 85(4) of the ^{M49}London Government Act 1963.

Marginal Citations

M49 1963 c. 33.

- 34 A pension payable under section 29 of the ^{M50}Finance Act 1932, section 60 of the ^{M51}Finance (No. 2) Act 1945 or section 62 of the ^{M52}Finance Act 1946 (compensation to tax collectors and assessors for loss of employment).

Marginal Citations

M50 1932 c. 25.

M51 1945 c. 13 (9 & 10 Geo. 6).

M52 1946 c. 64.

- 35 A pension payable by way of residual compensation under Part IV of the ^{M53}Gas (Staff Compensation) Regulations 1949 as amended by the ^{M54}Gas (Staff Compensation) (Amendment) Regulations 1951 (gas meter examiners and others employed by local authorities before nationalisation).

Marginal Citations

M53 S.I. 1949/2289.

M54 S.I. 1951/1327.

- 36 A widow's pension payable by a Secretary of State in accordance with a scheme framed by the then Army Council under the ^{M55}Injuries in War (Compensation) Act 1914 (Session 2) for established civil servants employed abroad within the sphere of military operations.

Marginal Citations

M55 1914 c. 18 (5 & 6 Geo. 5).

- 37 A pension payable by a Secretary of State under regulations made under [^{F27}section 129 of the ^{M56}Reserve Forces Act 1980] (civilian employees of Territorial and Auxiliary Forces Associations).

Textual Amendments

F27 Words substituted by [Reserve Forces Act 1980 \(c. 9, SIF 7:2\)](#), s. 157, [Sch. 9 para. 11](#)

Marginal Citations

M56 1980 c. 9

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- 38 A pension payable by a Secretary of State in respect of service with the St. Andrew's Ambulance Association, by reference to regulations made under section 4 of the ^{M57}Public Expenditure and Receipts Act 1968.

Marginal Citations

M57 1968 c. 14.

- [^{F28}38A A pension payable by virtue of paragraph [^{F29}10 of Schedule 1][^{F29}15(2) of Schedule 1 to the Enterprise and New Towns (Scotland) Act 1990 (as read with paragraph 7 of Schedule 3 to that Act)]or of regulations made under paragraph 3 of Schedule 3 to the ^{M58}Scottish Development Agency Act 1975.]

Textual Amendments

F28 Para. 38A inserted by [Scottish Development Agency Act 1975 \(c. 69\)](#), [Sch. 4 para. 2](#)

F29 Words substituted (E.W.S.) by [Enterprise and New Towns \(Scotland\) Act 1990 \(c. 35, SIF 64\)](#), s. 38(1), [Sch. 4 para. 4](#)

Marginal Citations

M58 1975 c. 69.

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