

*These notes refer to the Fire and Rescue Services Act 2004
(c.21) which received Royal Assent on Thursday 22 July 2004*

FIRE AND RESCUE SERVICES ACT 2004

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 4: Employment

Pensions etc.

Section 34: Pensions etc.

61. This section re-enacts existing powers in section 26 of the Fire Services Act 1947. It will enable more than one pension scheme to operate at any one time. This section also allows a range of financial arrangements for funding these schemes.

Section 35: Information in connection with pensions etc.

62. This section re-enacts provisions in the Fire Services Act 1947 which enable the Secretary of State to prescribe the circumstances in which a fire and rescue authority or a Scottish fire authority may provide information to a person who has opted or transferred out of any pension scheme for fire-fighters. It also re-enacts the existing provisions about charging for administrative expenses.

Section 36: Preservation of existing pension scheme

63. Pension arrangements for fire-fighters are currently provided by the [Firemen's Pension Scheme Order 1992 \(S.I. 1992/129 as amended\)](#) made under section 26 of the Fire Services Act 1947. The purpose of section 36 is to ensure that the scheme can continue in operation despite the repeal of the 1947 Act and to enable the 1992 Order to be modified.