
Changes to legislation: There are currently no known outstanding effects for the Constitutional Reform and Governance Act 2010, MPs' pension scheme. (See end of Document for details)

SCHEDULES

SCHEDULE 6

PARLIAMENTARY AND OTHER PENSIONS

PART 1

PARLIAMENTARY AND OTHER PENSIONS

MPS' PENSION SCHEME

MPs' pension scheme

- 12 (1) The IPSA may make a scheme containing provision about the application of the assets of the Fund in or towards the provision of pensions for or in respect of persons with service as a member of the House of Commons, in respect of that service.

^{F1}(2)

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^{F1}(5)

Textual Amendments

- F1** Sch. 6 para. 12(2)-(5) repealed (25.4.2013) by Public Service Pensions Act 2013 (c. 25), s. 41(1)(b), **Sch. 11 para. 1(2)** (with Sch. 11 para. 8)
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Commencement Information

- II** Sch. 6 para. 12 in force at 24.10.2011 by S.I. 2011/2485, **art. 2(1)(2)(b)(i)** (with art. 4)

Meaning of “service as a member of the House of Commons”

- 13 (1) For the purposes of this Schedule a person is to be treated as in service as a member of the House of Commons at any time if at that time a salary is or was payable to the person under—
- (a) section 4 of the Parliamentary Standards Act 2009, or
 - (b) in relation to a time before that section was in force, the resolutions of the House of Commons then in force relating to the remuneration of its members.
- (2) For the purposes of this Schedule service as a member of the House of Commons includes service as the holder of a qualifying office or position.

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- (3) In relation to a time when a determination under section 4(4) of the Parliamentary Standards Act 2009 is in effect a “qualifying office or position” means an office or position in respect of which, because of section 4A(2) of that Act, a higher salary is payable than the salary payable to members of the House of Commons generally.
- (4) In relation to a time before the first determination under section 4(4) of the Parliamentary Standards Act 2009 comes into effect a “qualifying office or position” means—
- (a) the office of Chairman of Ways and Means and the office of Deputy Chairman of Ways and Means,
 - (b) an office or position in respect of which, under the resolutions of the House of Commons then in force relating to the remuneration of its members, a higher salary was payable than the salary payable to members of the House of Commons generally.

Commencement Information

I2 Sch. 6 para. 13 in force at 24.10.2011 by S.I. 2011/2485, art. 2(1)(2)(b)(i)

MPs' pension scheme: further provision

- 14 (1) A scheme under paragraph 12 may in particular—
- (a) include any or all of the provisions specified in paragraphs 24 to 32, except for—
 - (i) the provision specified in paragraph 26(1), unless with the consent of the trustees of the Fund,
 - (ii) the provision specified in paragraph 31, unless with the consent of the trustees of the Fund, and
 - (iii) the provision specified in paragraph 29(2),
 - (b) make provision which has effect from a date earlier than the date the scheme is made,
 - (c) make provision in relation to service before the passing of this Act,
 - (d) make different provision in relation to different cases, circumstances or persons, and
 - (e) make such incidental, consequential and transitional provision (other than provision modifying an enactment or subordinate legislation) as the IPSA considers appropriate.
- (2) In sub-paragraph (1)(e) the reference to subordinate legislation does not include a scheme under paragraph 12.

Commencement Information

I3 Sch. 6 para. 14 in force at 24.10.2011 by S.I. 2011/2485, art. 2(1)(2)(b)(i)

Procedure for MPs' pension scheme

- 15 (1) Before making a scheme under paragraph 12 the IPSA must consult—
- (a) the Treasury,

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- (b) the Minister for the Civil Service,
 - (c) the trustees of the Fund,
 - (d) persons the IPSA considers to represent those likely to be affected by the scheme,
 - (e) the Government Actuary,
 - (f) the Review Body on Senior Salaries, and
 - (g) any other person the IPSA considers appropriate.
- (2) The IPSA must send to the Speaker of the House of Commons for laying before the House of Commons—
- (a) any representations made to it by the trustees of the Fund in response to consultation under this paragraph,
 - (b) any scheme made by it under paragraph 12, and
 - (c) a statement of the reasons for making the scheme.
- (3) When the scheme and the statement of reasons have been laid, the IPSA must publish them in a way it considers appropriate.
- (4) The reference in sub-paragraph (1)(f) to the Review Body on Senior Salaries—
- (a) if the name of the body is changed, is to be treated as a reference to the body by its new name, and
 - (b) if the functions of the body (or substantially corresponding functions) become functions of a different body, is to be treated as a reference to the body by which those functions are exercisable.
- (5) Any question arising under sub-paragraph (4) is to be determined by the Speaker of the House of Commons.

Commencement Information

14 Sch. 6 para. 15 in force at 24.10.2011 by S.I. 2011/2485, art. 2(1)(2)(b)(i)

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