

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, Cross Heading: Meaning of “local authority” and “local government service”. (See end of Document for details)

SCHEDULES

SCHEDULE 3

FURTHER ADMINISTRATIVE, INCIDENTAL AND CONSEQUENTIAL PROVISIONS

Modifications etc. (not altering text)

- C1 Sch. 3 excluded by S.I. 1990/503, **reg. 3(2)(b)(c)**
- C1 Sch. 3 continued by S.I. 1990/503, **reg. 3(2)(c)**
- C1 Sch. 3 applied (with modifications) (8.1.1993) by S.I. 1992/3229, **reg. 2(1)**
Sch. 3 modified (29.3.1994) by S. I. 1994/948, **reg. 2(1)(2)**
Sch. 3 modified (retrospective effect to 1.4.1990) by S.I. 1994/3026, **regs. 1(c), 10(2)**
Sch. 3 restricted (2.5.1995) by S.I. 1995/1019, **reg. L19(1)(b)**
Sch. 3 restricted (30.6.1997) by S.I. 1997/1612, **reg. 91**
Sch. 3 restricted (1.4.1998) by S.I. 1998/366, **reg. 90**
- C1 Sch. 3 modified (S.) (1.4.2015) by The Local Government Pension Scheme (Transitional Provisions and Savings) (Scotland) Regulations 2014 (S.S.I. 2014/233), **regs. 1(3), 25**

Meaning of “local authority” and “local government service”

- 6 (1) For the purposes of this Act “local authority” means—
- [^{F1}(a) in England and Wales—
 - [a billing authority or a precepting authority, as defined in section 69
^{F2}[of the Local Government Finance Act 1992;
 - ^{F3}(i)
^{F4}(ia) a fire and rescue authority in Wales constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 or a scheme to which section 4 of that Act applies;]]
 - ^{F5}(ib) the London Fire Commissioner;]
 - (ii) a levying body within the meaning of section 74 of [^{F6}the Local Government Finance Act 1988]; and
 - (iii) a body as regards which section 75 of that Act applies; and]]
 - [^{F7}(b) in Scotland any regional, islands or district council.]
- (2) References in this Act to a local authority shall apply also
- (a) to any joint board or joint committee established under or by virtue of any Act if all the constituent authorities are local authorities; and
 - (b) to any other joint committee established by a combination scheme under section 5(1) and (2) of the ^{M1} Local Government and other Officers’ Superannuation Act 1922 or under section 2 of the ^{M2} Local Government Superannuation Act 1937 or the ^{M3} Local Government Superannuation (Scotland) Act 1937 [^{F8} or in accordance with regulations made under section 7 of the ^{M4} Superannuation Act 1972]; and

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- (c) in relation to cases where they are the employing authority for purposes of the Local Government Superannuation Act 1937 or the Local Government Superannuation (Scotland) Act 1937 [^{F9} or for the purposes of regulations made under section 7 of the ^{M5} Superannuation Act 1972], any passenger transport executive [^{F10} for the purposes of Part II of the ^{M6} Transport Act 1968] [^{F11} and
- (d) in Scotland to any water development board within the meaning of the ^{M7} Water (Scotland) Act 1967 and to any river purification board established under the ^{M8} Local Government (Scotland) Act 1973.]

Textual Amendments

- F1** Para. 6(1)(a) substituted by [S.I. 1974/595](#) , [art. 3\(16\)](#)
- F2** Sch. 3 paras. 6(1)(a)(i)-(iii) substituted for words (E.W.) by [S.I. 1990/776](#) , [arts. 2\(2\)](#) , [8](#) , [Sch. 3 para. 14](#)
- F3** Sch. 3 para. 6(1)(a)(i)(ia) substituted for para. 6(1)(a)(i) (2.11.1992) by [Local Government Finance Act 1992 \(c. 14\)](#) , [s. 117\(1\)](#) , [Sch 13](#) , [para. 30](#) ; [S.I. 1992/2454](#) , [art. 2](#) .
- F4** Sch. 3 para. 6(1)(a)(ia) substituted (1.10.2004 for specified purposes except in relation to W.) by [Fire and Rescue Services Act 2004 \(c. 21\)](#) , [s. 61](#) , [Sch. 1 para. 36\(2\)](#); [S.I. 2004/2304](#) , [art. 2](#)
- F5** Sch. 3 para. 6(1)(a)(ib) substituted (31.1.2017 for specified purposes, 1.4.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#) , [s. 183\(1\)\(5\)\(e\)](#) , [Sch. 2 para. 34](#); [S.I. 2018/227](#) , [reg. 4\(c\)](#)
- F6** Words in Sch. 3 para. 6(1)(a)(ii) substituted (1.10.2004 for specified purposes except in relation to W.) by [Fire and Rescue Services Act 2004 \(c. 21\)](#) , [s. 61](#) , [Sch. 1 para. 36\(3\)](#); [S.I. 2004/2304](#) , [art. 2](#)
- F7** Para. 6(1)(b) substituted by [Pensions \(Increase\) Act 1974 \(c. 9\)](#) , [s. 3\(4\)\(b\)](#)
- F8** Words inserted by [Superannuation Act 1972 \(c. 11\)](#) , [Sch. 6 para. 90\(b\)](#)
- F9** Words inserted by [Superannuation Act 1972 \(c. 11\)](#) , [Sch. 6 para. 90\(c\)](#)
- F10** Words substituted by [Transport Act 1985 \(c. 67, SIF 126\)](#) , [s. 57\(6\)](#) , [Sch. 3 para. 23](#)
- F11** Words inserted by [Pensions \(Increase\) Act 1974 \(c. 9\)](#) , [s. 3\(4\)\(c\)](#)

Marginal Citations

- M1** [1922 c. 59](#) .
- M2** [1937 c. 68](#) .
- M3** [1937 c. 69](#) .
- M4** [1972 c. 11](#) .
- M5** [1972 c. 11](#) .
- M6** [1968 c.73 \(126 \)](#) .
- M7** [1967 c. 78](#) .
- M8** [1973 c. 65](#) .

- 7 (1) For the purposes of this Act “local government service” means service under any local authority [^{F12}, any county council, town council or district council and any other authority to whom section 270 of the ^{M9}Local Government (Scotland) Act 1947 applied] but includes service which by virtue of any enactment mentioned in sub-paragraph (2) below is, for superannuation purposes, treated as service under a local authority.
- (2) The enactments referred to in sub-paragraph (1) above are—
- (a) the following enactments (which relate to war service), that is to say,—
- (i) sections 2 and 3 of the ^{M10}Local Government (Emergency Provisions) Act 1916;
- (ii) section 12(3) of the Local Government Superannuation Act 1937 or of the Local Government Superannuation (Scotland) Act 1937;

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- (iii) section 3 of the ^{M11}Local Government Staffs (War Service) Act 1939;
and
(b) section 51(4) (firemen employed in training institutions) of the ^{M12}London County Council (General Powers) Act 1949.

Textual Amendments

F12 Words inserted by [Pensions \(Increase\) Act 1974 \(c. 9\), s. 3\(4\)\(d\)](#)

Marginal Citations

M9 1947 c. 43.

M10 1916 c. 12.

M11 1939 c. 94.

M12 1949 c. 1v.

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