

**EXPLANATORY MEMORANDUM TO**  
**THE SUPERANNUATION (DISTRICT COUNCILS) ORDER (NORTHERN IRELAND) 2015**

**2015 No. 141**

**1. Introduction**

- 1.1 This Explanatory Memorandum has been prepared by the Department of Finance and Personnel to accompany the above named Statutory Rule which is laid before the Northern Ireland Assembly.
- 1.2 The Statutory Rule is made under the Superannuation (Northern Ireland) Order 1972 and is subject to the negative resolution procedure.

**2. Purpose**

- 2.1 The rule adds employment in the 'District Councils' to Schedule 1 of the Superannuation (Northern Ireland) Order 1972 with effect from 1<sup>st</sup> April 2015. Where an employment is listed at Schedule 1 of the Superannuation (Northern Ireland) Order 1972, pension provision is made for employees in the Civil Service Pension Scheme arrangements.
- 2.2 This Statutory Rule makes continued provision in the Northern Ireland Civil Service pension arrangements for NICS staff transferring to the new District Councils under the implementation of RPA.

**3. Background**

- 3.1 On 23 November 2009 the NI Executive agreed a policy for civil servants who are part of the RPA transfer to local government to retain their PCSPS(NI) membership. The primary legislation dealing with the transfer of staff, assets etc (Local Government Act (Northern Ireland) 2014) contains provisions to protect the Northern Ireland Civil Service pension status for those civil servants who are to be part of the transfer.

This requirement to make continuing pension provision in the Civil Service pension arrangements for those staff transferring will be accomplished legislatively by Statutory Rule to add the new bodies to Schedule 1 of the Superannuation (Northern Ireland) Order 1972 as employments for which the Department of Finance and Personnel may make pension provision.

**4. Consultation**

4.1 No requirement to formally consult with trades Unions.

## **5. Equality Impact**

5.1 An Equality Screening exercise has not been conducted as NICS staff transferring to new District Councils under the implementation of RPA will retain their NICS pension status.

## **6. Regulatory Impact**

6.1 The legislation imposes no costs on business, charities, social economy enterprises or the voluntary sector. A Regulatory Impact Assessment is not considered necessary.

## **7. Financial Implications**

7.1 There are no financial implications for the Department as contributions for pension provision are met by the employee/employer.

## **8. EU implications**

8.1 Not applicable.

## **9. Section 24 of the Northern Ireland Act**

9.1 It is the view of the Department that this Rule is compatible with section 24 of the NI Act 1998.

## **10. Parity or Replicatory Measure**

10.1 Not applicable.

## **11. Additional Information.**

11.1 Not applicable.