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SCOTTISH STATUTORY INSTRUMENTS

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**2005 No. 393**

**PENSIONS**

**The Teachers' Superannuation (Scotland) Regulations 2005**

*Made* - - - - - *21st July 2005*  
*Laid before the Scottish*  
*Parliament* - - - - - *5th August 2005*  
*Coming into force in accordance with regulation A1(1)*

The Scottish Ministers, in exercise of the powers conferred by sections 9 and 12 of, and Schedule 3 to, the Superannuation Act 1972<sup>(1)</sup> and of all other powers enabling them in that behalf, after consulting with representatives of education authorities and of teachers and with such representatives of other persons likely to be affected by these Regulations as appear to them to be appropriate in accordance with section 9(5) of that Act, and with the consent of the Treasury<sup>(2)</sup>, hereby make the following Regulations:

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- (1) 1972 c. 11; section 9 was amended by the Pensions (Miscellaneous Provisions) Act 1990 (c. 7) (“the 1990 Act”), sections 4(1), 8(3) and (4) and 11, the Pension Schemes Act 1993 (c. 48), section 190 and Schedule 8, paragraph 7 and the Financial Services and Markets Act 2000 (Consequential Amendments and Repeals) Order 2001 (S.I. 2001/3649), article 107. Section 12 was amended by the 1990 Act, section 10. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 1999, article 2 and Schedule 1 (S.I. 1999/1750).
- (2) This function was transferred to the Treasury by the Transfer of Functions (Minister for the Civil Service and Treasury) Order 1981 (S.I. 1981/1670) and is still exercisable by virtue of S.I. 1999/1750, article 2 and Schedule 1.