

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2 **U.K.**

Sections 4, 5, 7 and 15.

OFFICIAL PENSIONS

PART I **U.K.**

STATE PENSIONS

Modifications etc. (not altering text)

- C1** Sch. 2 Pt. I extended by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), s. 30, [Sch. 3 para. 7\(1\)–\(4\)](#)
Sch. 2 Pt. I extended by the Pensions Increase (Civil Service Early Retirement Pension Scheme 1992) Regulations 1993, 1993/806, regs. 3,4 (which Regulations come into force 12.4.1993 but by reg. 4 it is provided that any increase of pensions payable by virtue of those Regulations shall have effect in respect of any pension beginning on or after 1.4.1992).
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1680](#), [reg. 3](#)
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1681](#), [reg. 3](#)
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1682](#), [reg. 3](#)
[Sch. 2 Pt. I](#) modified (25.7.1995) by [S.I. 1995/1683](#), [reg. 3](#)

Ministerial and parliamentary

F11

Textual Amendments

- F1** Sch. 2 paras. 1-3 repealed (25.4.2013) by [Public Service Pensions Act 2013 \(c. 25\)](#), s. 41(1)(b), [Sch. 11 para. 7](#) (with [Sch. 11 para. 8](#))

F12

Textual Amendments

- F1** Sch. 2 paras. 1-3 repealed (25.4.2013) by [Public Service Pensions Act 2013 \(c. 25\)](#), s. 41(1)(b), [Sch. 11 para. 7](#) (with [Sch. 11 para. 8](#))

F13

Textual Amendments

- F1** Sch. 2 paras. 1-3 repealed (25.4.2013) by [Public Service Pensions Act 2013 \(c. 25\)](#), s. 41(1)(b), [Sch. 11 para. 7](#) (with [Sch. 11 para. 8](#))

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

[^{F2}3A A pension which, under a scheme under paragraph 12 or 16 of Schedule 6 to the Constitutional Reform and Governance Act 2010, is payable out of the Parliamentary Contributory Pension Fund.]

Textual Amendments

F2 Sch. 2 para. 3A substituted (24.10.2011) by [Constitutional Reform and Governance Act 2010 \(c. 25\)](#), s. 52, [Sch. 6 para. 35\(2\)](#); S.I. 2011/2485, art. 2(1)(2)(c)(i)

[^{F3} European Assembly

Textual Amendments

F3 [Para. 3B](#) inserted by [European Assembly \(Pay and Pensions\) Act 1979 \(c. 50\)](#), s. 4(7)

3B A pension payable under an order made under section 4 of the ^{M1}European Assembly (Pay and Pensions) Act 1979.]

Marginal Citations

M1 1979 c. 50.

Civil Service

4 A pension payable under the ^{M2}Superannuation Acts 1965 ^{M3} and 1967 [^{F4}or under a scheme made under section 1 of the ^{M4}Superannuation Act 1972, being the principal civil service pension scheme within the meaning of section 2 of that Act.]

Textual Amendments

F4 Words inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(a\)](#)

Marginal Citations

M2 1965 c. 74.

M3 1967 c. 28.

M4 1972 c. 11.

[^{F5}4A A pension payable under Part I or section 19 of the Judicial Pensions and Retirement Act 1993, other than a pension payable under or by virtue of section 10 of that Act.]

Textual Amendments

F5 [Sch. 2 para. 4A](#) inserted (31.3.1995) by [1993 c. 8](#), [ss. 22\(1\)](#), 31(2); S. I. 1995/631, [art. 2](#)

Administration of justice

5—6. ^{F6}

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Textual Amendments

F6 Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26 repealed by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), s. 30, [Sch. 4](#)

7 A pension payable under section 9 of the ^{M5}County Courts Act 1934 (county court judges).

Marginal Citations

M5 [1934 c. 53](#).

8 A pension payable under section 20 of the ^{M6}Sheriff Courts (Scotland) Act 1907 or section 1 of the ^{M7}Sheriffs' Pensions (Scotland) Act 1961 (sheriffs and salaried sheriffs-substitute).

Marginal Citations

M6 [1907 c. 51](#).

M7 [1961 c. 42](#).

9 **F7**

Textual Amendments

F7 Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26 repealed by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), s. 30, [Sch. 4](#)

10 A pension payable under section 4(5) of the ^{M8}Criminal Justice Administration Act 1956 (Recorder of Manchester or Liverpool).

Marginal Citations

M8 [1956 c. 34](#).

11 A pension payable under the Superannuation (President of the ^{M9}Industrial Court) Act 1954.

Marginal Citations

M9 [1954 c. 37](#).

12 **F8**

Textual Amendments

F8 Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26 repealed by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), s. 30, [Sch. 4](#)

13 A pension payable under the ^{M10}Police Magistrates (Superannuation) Acts 1915 ^{M11} and 1929 [^{F9}or under Part I of Schedule 1 to the ^{M12}Administration of Justice Act 1973.]

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Textual Amendments

F9 Words added by [Administration of Justice Act 1973 \(c. 15\)](#), [Sch. 1 para. 11\(2\)](#)

Marginal Citations

M10 1915 c. 74.

M11 1929 c. 37.

M12 1973 c. 15.

Police and firemen

- 14 A pension payable by a Secretary of State under the ^{M13}Police (Overseas Service) Act 1945 to a person who at the time of his retirement was engaged as mentioned in section 1(1) of the Act.

This paragraph includes a substituted pension not so payable if the original pension is so payable.

Marginal Citations

M13 1945 c. 17 (9 & 10 Geo. 6).

- 15 A pension payable by a Secretary of State under the ^{M14}[^{F10}Police Pensions Act 1976] to a person who at the time of his retirement—
- (a) was engaged as mentioned in section 1(1) of the Police (Overseas Service) Act 1945; or
 - ^{F11}(b) was engaged on service pursuant to an appointment under section 10 of the ^{M15}Overseas Development and Co-operation Act 1980, [^{F12}or in connection with the provision by the Secretary of State of assistance under the International Development Act 2002] being service in respect of which [^{F13}section 97 of the Police Act 1996][^{F14}had effect] or, as the case may be, [^{F15}being temporary service outwith the Police Service of Scotland pursuant to section 15 of the Police and Fire Reform (Scotland) Act 2012]; or
 - (ba) was engaged on temporary service in accordance with [^{F16}section 26(2) of the Police Act 1996] or [^{F17}was engaged on temporary service in pursuance of section 15 of the Police and Fire Reform (Scotland) Act 2012 with any person engaged in activity outwith the United Kingdom]; or
 - (c) was serving as an inspector or assistant inspector of constabulary under [^{F18}the Police Act 1996] or [^{F19}Chapter 11 of Part 1 of the Police and Fire Reform (Scotland) Act 2012]; or
 - ^{F20}(d) was engaged—
 - (i) on relevant service within paragraph (b), (c) or (d) of section 97(1) of the Police Act 1996, or
 - ^{F21}(ii)][^{F22}; or
 - (e) was a constable of the Police Service of Scotland—
 - (i) serving as a staff officer of the inspectors of constabulary in accordance with arrangements made under section 73(1)(b) of the Police and Fire Reform (Scotland) Act 2012; or

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

- (ii) engaged on service under the Crown, with the consent of the chief constable of the Police Service of Scotland, in connection with research or other services connected with the police provided by the Scottish Ministers.]

This paragraph includes a substituted pension not so payable if the original pension is so payable.

Textual Amendments

- F10** Words substituted by [Police Pensions Act 1976 \(c. 35\)](#), [Sch. 2 para. 8\(a\)](#)
- F11** Sch. 2 para. 15(b)(ba) substituted for para. 15(b) (21.7.1994 for purposes specified in s. 94(3)(c)(d) of the substituting Act and 1.4.1995 for all remaining purposes) by 1994 c. 29, ss. 44, 94(3)(c)(d), [Sch. 5 Pt. II para. 17](#); S.I. 1994/3262, art. 4(1), [Sch.](#) (with transitional provision in art. 5)
- F12** Words in Sch. 2 para. 15(b) inserted (17.6.2002) by [International Development Act 2002 \(c. 1\)](#), s. 19, [Sch. 3 para. 4](#) (with [Sch. 5 para. 5](#)); S.I. 2002/1408, [art. 2](#)
- F13** Words in Sch. 2 para. 15(b) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), [Sch. 7 Pt. II](#), para. 18(2)(a)
- F14** Words in Sch. 2 para. 15(b) inserted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), [Sch. 2 para. 7\(2\)\(a\)\(i\)](#) (with [Sch. 3 para. 10\(3\)](#))
- F15** Words in Sch. 2 para. 15(b) substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), [Sch. 2 para. 7\(2\)\(a\)\(ii\)](#) (with [Sch. 3 para. 10\(3\)](#))
- F16** Words in Sch. 2 para. 15(ba) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), [Sch. 7 Pt. II](#), para. 18(2)(b)
- F17** Words in Sch. 2 para. 15(ba) substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), [Sch. 2 para. 7\(2\)\(b\)](#) (with [Sch. 3 para. 10\(3\)](#))
- F18** Words in Sch. 2 para. 15(c) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), [Sch. 7 Pt. II](#), para. 18(2)(c)
- F19** Words in Sch. 2 para. 15(c) substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), [Sch. 2 para. 7\(2\)\(e\)](#) (with [Sch. 3 para. 10\(3\)](#))
- F20** Sch. 2 para. 15(d) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), [Sch. 7 Pt. II](#), para. 18(2)(d)
- F21** Sch. 2 para. 15(d)(ii) omitted (1.4.2013) by virtue of [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), [Sch. 2 para. 7\(2\)\(d\)](#) (with [Sch. 3 para. 10\(3\)](#))
- F22** Sch. 2 para. 15(e) and word inserted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), [Sch. 2 para. 7\(2\)\(e\)](#) (with [Sch. 3 para. 10\(3\)](#))

Marginal Citations

- M14** 1976 c. 35.
M15 1980 c. 63

[^{F23}15A A pension payable by a Secretary of State under regulations made under section 24 of the ^{M16}Superannuation Act 1972 (compensation for loss of employment, etc.) to or in respect of such a person as is referred to in paragraph 15 above.]

Textual Amendments

- F23** Sch. 2 para. 15A inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(b\)](#)

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Marginal Citations

M16 1972 c. 11.

[^{F24} 16 A pension payable by a Secretary of State in accordance with a scheme brought into operation under section 34 of the Fire and Rescue Services Act 2004.]

Textual Amendments

F24 Sch. 2 para. 16 substituted (1.10.2004 for specified purposes except in relation to W., 10.11.2004 for W.) by [Fire and Rescue Services Act 2004 \(c. 21\)](#), s. 61, **Sch. 1 para. 35(2)** (with savings for E.S. in [S.I. 2004/2306](#), art. 3, Sch. and for W. in [S.I. 2004/2918](#), art. 3, Sch.; and for S. (11.11.2004) in [S.I. 2004/2918](#), art.1(1), Sch.); [S.I. 2004/2304](#), art. 2; [S.I. 2004/2917](#), art. 2

[^{F25} 16A A pension which is payable—
(a) by a Secretary of State under regulations made under section 24 of the Superannuation Act 1972; and
(b) to or in respect of a person in respect of whose service a payment may be made under a scheme brought into operation under section 34 of the Fire and Rescue Services Act 2004.]

Textual Amendments

F25 Sch. 2 paras. 16, 16A substituted for Sch. 2 para. 16 (1.10.2004 except in relation to W., 10.11.2004 for W.) by [Fire and Rescue Services Act 2004 \(c. 21\)](#), s. 61, Sch. 1 para. 35(2) (with savings for E.S. in [S.I. 2004/2306](#), art. 3, Sch., for W. and S. in [S.I. 2004/2918](#), arts. 1(1), 3, Sch.); [S.I. 2004/2304](#), art. 2; [S.I. 2004/2917](#), art. 2

Teachers

17 A pension payable under the Elementary School Teachers (Superannuation) Acts 1898 to 1912.

18 A pension payable under the Teachers (Superannuation) Acts 1918 to 1956.

This paragraph does not include—

- (a) a pension specified in paragraph 56 of this Schedule; or
- (b) so much of any pension payable under the ^{M17}said Acts of 1918 to 1956 as would not have been payable apart from an election under section 10(1) of the Teachers (Superannuation) Act 1956.

Marginal Citations

M17 1956 c. 53.

19 A pension payable under the Education (Scotland) Acts 1939 to 1967.

This paragraph does not include a pension granted under Regulation 45 of the ^{M18}Teachers (Superannuation) (Scotland) Regulations 1957.

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Marginal Citations

M18 [S.I. 1957/356](#).

20 A pension payable under regulations made under [^{F26}section 9 of the ^{M19}Superannuation Act 1972]

Textual Amendments

F26 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), **Sch. 6 para. 89(d)**

Marginal Citations

M19 [1972 c. 11](#)

[^{F27}20A A pension payable to or in respect of a teacher under regulations made under section 24 of the ^{M20}Superannuation Act 1972 (compensation for loss of employment, etc.).]

Textual Amendments

F27 [Para. 20A](#) inserted by [Superannuation Act 1972 \(c. 11\)](#), **Sch. 6 para. 89(e)**

Marginal Citations

M20 [1972 c. 11](#).

21 ^{F28}

Textual Amendments

F28 [Sch. 2 Pt. I para. 21](#) repealed by [Superannuation Act 1972 \(c. 11\)](#), s. 29(4), **Sch. 8**

National health service

22 A pension payable by a Secretary of State under or by virtue of any of the following:

- (a) section 6 of the ^{M21}National Health Service Act 1946 or of the ^{M22}National Health Service (Scotland) Act 1947 (former officers of voluntary hospitals);
- (b) section . . . ^{F29} 68 of the National Health Service Act 1946 or section . . . ^{F29} 67 of the National Health Service (Scotland) Act 1947 (former officers of hospital authorities and others engaged in health services);
- [^{F30}(c) regulations made under section 10 of the ^{M23}Superannuation Act 1972;]
- [^{F31}(d) section 44 of the ^{M24}National Health Service Reorganisation Act 1973 or section 34A of the ^{M25}National Health Service (Scotland) Act 1972.]

Textual Amendments

F29 Words repealed by [Superannuation Act 1972 \(c. 11\)](#), s. 29(4), **Sch. 8**

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

F30 Para. 22(c) inserted by [Superannuation Act 1972 \(c. 11\)](#), **Sch. 6 para. 89(h)**

F31 Para. 22(d) inserted by [National Health Service Reorganisation Act 1973 \(c. 32\)](#), **Sch. 4 para. 133**

Marginal Citations

M21 1946 c. 81.

M22 1947 c. 27.

M23 1972 c. 11.

M24 1973 c. 32.

M25 1972 c. 58.

23 A pension payable by a Secretary of State in consequence of any change affecting the National Health Service and payable—

(a) in pursuance of an order under section 11(9) of the National Health Service Act 1946; or

(b) under regulations made under section 60(2) of the ^{M26}Local Government Act 1958, section 85(4) of the ^{M27}London Government Act 1963 . . . ^{F32}

Textual Amendments

F32 Words repealed by [Superannuation Act 1972 \(c. 11\)](#), s. 29(4), **Sch. 8**

Marginal Citations

M26 1958 c. 55.

M27 1963 c. 33.

[^{F33}23A A pension payable to or in respect of a person in relation to whom regulations may be made under the said section 10, being a pension payable under regulations made under section 24 of the said Act of 1972 (compensation for loss of employment, etc.).]

Textual Amendments

F33 Para. 23A inserted by [Superannuation Act 1972 \(c. 11\)](#), **Sch. 6 para. 89(i)**

National insurance

24 A pension payable by a Secretary of State in pursuance of regulations made under section 67 of the ^{M28}National Insurance Act 1946 (loss of employment or diminution of emoluments attributable to passing of that Act of former employees of approved societies etc.).

Marginal Citations

M28 1946 c. 67.

25 A pension payable in pursuance of rules made under section 3 of the ^{M29}Superannuation (Miscellaneous Provisions) Act 1948 (former employees of approved societies etc.).

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

This paragraph does not include a pension payable under the [^{F34}principal civil service pension scheme within the meaning of section 2 of the ^{M30}Superannuation Act 1972.]

Textual Amendments

F34 Words substituted by [Superannuation Act 1972 \(c. 11\), Sch. 6 para. 89\(j\)](#)

Marginal Citations

M29 1948 c. 33.

M30 1972 c. 11.

26 ^{F35}

Textual Amendments

F35 [Sch. 2 Pt. 1 paras. 5, 6, 9, 12, 26](#) repealed by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\), s. 30, Sch. 4](#)

Diplomatic, colonial and overseas service

27 A pension payable under the ^{M31}Governors Pensions Acts 1957 and 1967.

Marginal Citations

M31 1957 c. 62

[^{F36}27A A pension payable under any scheme or part of a scheme made under section 2 of the Overseas Pensions Act 1973 which incorporates, replaces or amends the provisions of the ^{M32}Governors' Pensions Acts 1957 and 1967 or of the ^{M33}Superannuation Act 1965 so far as it continued to have effect by virtue of section 23(2) of the ^{M34}Superannuation Act 1972.]

Textual Amendments

F36 [Para. 27A](#) inserted by [Overseas Pensions Act 1973 \(c. 21\), s. 4\(3\)](#)

Marginal Citations

M32 1957 c. 62

M33 1965 c. 74.

M34 1972 c. 11.

^{F37}28

Textual Amendments

F37 [Sch. 2 para. 28](#) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\), Sch. 1 Pt. 11](#)

29 A pension payable under the ^{M35}Diplomatic Salaries &c. Act 1869.

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Marginal Citations

M35 1869 c. 43.

Service in Ireland

30 A pension payable under Schedule 8 to the ^{M36}Government of Ireland Act 1920 (former Irish civil servants).

Marginal Citations

M36 1920 c. 67.

31 A pension payable to or in respect of an existing Irish officer within the meaning of the Government of Ireland Act 1920, under the Superannuation Acts 1834 to 1965.

32 A pension payable under the enactments relating to pensions of the Royal Irish Constabulary.

This paragraph does not include a pension payable under regulations made under section 1 of the ^{M37}Royal Irish Constabulary (Widows' Pensions) Act 1954.

Marginal Citations

M37 1954 c. 17.

Miscellaneous

33 A pension payable by a Secretary of State in respect of service as officer of a local valuation panel, under regulations made under section 85(4) of the ^{M38}London Government Act 1963.

Marginal Citations

M38 1963 c. 33.

^{F38}34

Textual Amendments

F38 Sch. 2 para. 34 omitted (6.4.2013) by virtue of Finance Act 2012 (c. 14), Sch. 39 para. 54(2)(3)

35 A pension payable by way of residual compensation under Part IV of the ^{M39}Gas (Staff Compensation) Regulations 1949 as amended by the ^{M40}Gas (Staff Compensation) (Amendment) Regulations 1951 (gas meter examiners and others employed by local authorities before nationalisation).

Marginal Citations

M39 S.I. 1949/2289.

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

M40 S.I. 1951/1327.

^{F39}36

Textual Amendments

F39 Sch. 2 para. 36 repealed (21.7.2008) by Statute Law (Repeals) Act 2008 (c. 12), Sch. 1 Pt. 1 Group 4

37 A pension payable by a Secretary of State under regulations made under [^{F40}section 129 of the ^{M41}Reserve Forces Act 1980] (civilian employees of Territorial and Auxiliary Forces Associations).

Textual Amendments

F40 Words substituted by Reserve Forces Act 1980 (c. 9, SIF 7:2), s. 157, Sch. 9 para. 11

Marginal Citations

M41 1980 c. 9

38 A pension payable by a Secretary of State in respect of service with the St. Andrew's Ambulance Association, by reference to regulations made under section 4 of the ^{M42}Public Expenditure and Receipts Act 1968.

Marginal Citations

M42 1968 c. 14.

[^{F41}38A A pension payable by virtue of paragraph [^{F42}10 of Schedule 1][^{F42}15(2) of Schedule 1 to the Enterprise and New Towns (Scotland) Act 1990 (as read with paragraph 7 of Schedule 3 to that Act)]or of regulations made under paragraph 3 of Schedule 3 to the ^{M43}Scottish Development Agency Act 1975.]

Textual Amendments

F41 Para. 38A inserted by Scottish Development Agency Act 1975 (c. 69), Sch. 4 para. 2

F42 Words substituted (E.W.S.) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(1), Sch. 4 para. 4

Marginal Citations

M43 1975 c. 69.

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

PART II **E+W+S**

PENSIONS OUT OF LOCAL FUNDS

[^{F43} Scottish Parliament and Scottish Executive

Textual Amendments

F43 Sch. 2 Pt. II para. 38AB and cross heading inserted (6.5.1999) by 1998 c. 46, s. 125, **Sch. 8 para. 13**; S.I. 1998/3178, art. 2(2), **Sch. 3**

^{F44}38AB A pension payable under a scheme established by virtue of section 81(4)(b) of, or paragraph 3(4)(b) of Schedule 2 to, the Scotland Act 1998.]

Textual Amendments

F44 Sch. 2 Pt. II para. 38AB and cross heading inserted (6.5.1999) by 1998 c. 46, s. 125, **Sch. 8 para. 13** (with s. 126(3)-(11)); S. I. 1998/3178, art. 2(2), **Sch. 3**

[^{F45} National Assembly for Wales]

Textual Amendments

F45 Sch. 2 Pt. II para. 38B and crossheading inserted (1.4.1999) by 1998 c. 38, s. 125, **Sch. 12 para. 10** (with ss. 139(2), 143(2)); S.I. 1999/782, **art. 2**

^{F46}38B A pension payable under a scheme established under [^{F47}section 20(4)(b) or section 53(4)(b) of the Government of Wales Act 2006].]

Textual Amendments

F46 Sch. 2 Pt. II para. 38B and crossheading inserted (1.4.1999) by 1998 c. 38, s. 125, **Sch. 12 para. 10** (with ss. 139(2), 143(2)); S.I. 1999/782, **art. 2**

F47 Words in Sch. 2 para. 38B substituted by **Government of Wales Act 2006 (c. 32)**, s. 160, Sch. 10 para. 9 (with Sch. 11 para. 22), the amending provision coming into force immediately after "the 2007 election" (held on 3.5.2007) subject to s. 161(1)(4)(5) of the amending Act, which provides for certain provisions to come into force for specified purposes immediately after the end of "the initial period" (which ended with the day of the first appointment of a First Minister on 25.5.2007) - see ss. 46, 161(4)(5) of the amending Act.

Local government service

39 A pension payable by a local authority in respect of service ending with local government service, other than a pension within paragraph 44, 45 or 52 of this Schedule or within the exception from paragraph 44.

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Administration of justice

- 40 A pension payable under section 33 of the Justices of the Peace Act 1949 (stipendiary magistrates).

Marginal Citations

M44 1949 c. 101.

- 41 A pension payable by a local authority under Part I of the Administration of Justice (Pensions) Act 1950 (widows and children of stipendiary magistrates and of chairmen and deputy chairmen of London Sessions).

Marginal Citations

M45 1950 c. 11 (14 & 15 Geo. 6).

- 42 A pension payable under section 22 of the Administration of Justice (Pensions) Act 1950 (chairmen and deputy chairmen of London Sessions).

Police and firemen

- 43 A pension payable (otherwise than as mentioned in paragraph 14 or 15 above) under any of the following;—

- (a) [^{F48}the ^{M46}Police Pensions Act 1976, or any enactment repealed by the ^{M47}Police Pensions Act 1948] or by the ^{M48}Police Pensions Act 1921;
- [^{F49}(b) section 51 or 52 of the Police Act 1996;]
- [^{F50}(c) section 48 of the Police and Fire Reform (Scotland) Act 2012, as extended by article 14 of the Police and Fire Reform (Scotland) Act 2012 (Consequential Provisions and Modifications) Order 2013.]

This paragraph does not include a derivative pension other than a substituted pension, nor a substituted pension if the original pension was a derivative pension.

Textual Amendments

F48 Words substituted by [Police Pensions Act 1976 \(c. 35\), Sch. 2 para. 8\(b\)](#)

F49 Sch. 2 para. 43(b) substituted (22.8.1996) by [1996 c. 16, ss. 103, 104\(1\), Sch. 7, Pt. II para. 18\(3\)](#)

F50 Sch. 2 para. 43(c) substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\), art. 1\(2\), Sch. 2 para. 7\(3\)](#) (with Sch. 3 para. 10(2))

Marginal Citations

M46 1976 c. 35.

M47 1948 c. 24.

M48 1921 c. 31.

- [^{F51} 44 A pension payable by a fire and rescue authority or [^{F52}the Scottish Fire and Rescue Service] in accordance with a scheme brought into operation under section 34 of the Fire and Rescue Services Act 2004.]

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Textual Amendments

- F51** Sch. 2 para. 44 substituted (1.10.2004 except in relation to W., 10.11.2004 for W.) by [Fire and Rescue Services Act 2004 \(c. 21\), s. 61, Sch. 1 para. 35\(3\)](#) (with savings for E.S. in [S.I. 2004/2306](#), art. 3, Sch. and for W. in [S.I. 2004/2918](#), art. 3, Sch.); [S.I. 2004/2304](#), art. 2; [S.I. 2004/2917](#), art. 2
- F52** Words in Sch. 2 para. 44 substituted (1.4.2013) for E. W. by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 1 para. 1**; for S. by [The Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), Sch.7 para. 48; [S.S.I. 2013/51](#), art. 2

^{F53}45

Textual Amendments

- F53** Sch. 2 para. 45 repealed (1.10.2004 except in relation to W., 10.11.2004 for W.) by [Fire and Rescue Services Act 2004 \(c. 21\), s. 61, Sch. 1 para. 35\(4\), Sch. 2](#); [S.I. 2004/2304](#), art. 2; [S.I. 2004/2917](#), art. 2

46 A derivative pension payable under the ^{M49}Police Pensions Act 1921 in respect of a person to whom the ^{M50}National Fire Service (Preservation of Pensions) (Police Firemen) Regulations 1941 applied at the time of that person's death or retirement.

Marginal Citations

- M49** [1921 c. 31](#).
M50 [S.R. & O. 1941/1271](#).

Court and police staffs

47 A pension payable by a local authority in England or Wales under any enactment other than section 15(1) to (7) of the ^{M51}Superannuation (Miscellaneous Provisions) Act 1967 in respect of—

- (a) service as a justices' clerk or as the employee of a justices' clerk; or
- (b) service as a person employed by a magistrates' courts committee to assist a justices' clerk [^{F54}or as staff of such a committee; or
- (c) service as a justices' chief executive.]

Textual Amendments

- F54** Sch. 2 para. 47(c), and preceding words in para. 47(b) added (1.4.1995) by [1994 c. 29, s. 91, Sch. 8 Pt. II para. 26](#); [S.I. 1995/685](#), arts. 4(1), 7(2)(b)

Marginal Citations

- M51** [1967 c. 28](#).

48 A pension payable by ^{F55}the [^{F56}London Residuary Body][^{F56}London Pensions Fund Authority]in respect of service ending with employment by the committee of magistrates for the inner London area.

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Textual Amendments

F55 Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\), s. 61\(1\)](#)

F56 Words “London Pensions Fund Authority” substituted for “London Residuary Body” by [S.I. 1989/1815, art. 7\(5\)](#)

- 49 A pension payable by [^{F57}the][^{F58}London Residuary Body][^{F58}London Pensions Fund Authority] under any enactment in respect of service in the employment of the standing joint committee for the county of London as clerk of the peace or deputy clerk of the peace or in any other capacity.

Textual Amendments

F57 Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\), s. 61\(1\)](#)

F58 Words “London Pensions Fund Authority” substituted for “London Residuary Body” by [S.I. 1989/1815, art. 7\(5\)](#)

- 50 A pension payable under section 15(1) to (7) of the Superannuation (Miscellaneous Provisions) Act 1967 (metropolitan civil staffs).

- 51 A pension payable by a local authority, or by a [^{F59}local policing body or a chief officer of police] in England and Wales ^{F60}. . . , under any enactment other than section 15 of the ^{M52}Superannuation (Miscellaneous Provisions) Act 1967 in respect of service ending with—

- (a) service as a civilian employed under [^{F61}section 15 of the Police Act 1996] by [^{F62}a police authority;]
- [^{F63}(aa) service as a member of staff of a police and crime commissioner;
- (ab) service as a member of staff of the Mayor's Office for Policing and Crime;
- (ac) service as a member of the civilian staff of a police force; or]
- (b) service as a traffic warden employed [^{F64}by a chief constable established under section 2 of the Police Reform and Social Responsibility Act 2011, by the Commissioner of Police of the Metropolis or by a] police authority under section 2 of the ^{M53}Road Traffic and Roads Improvement Act 1960 or section 81(9) of the ^{M54}Road Traffic Regulation Act 1967 [^{F65}section 95(1) of the Road Traffic Regulation Act 1984.]

[^{F66}In this paragraph—

- (a) references to the staff of a police and crime commissioner, the staff of the Mayor's Office for Policing and Crime, and the civilian staff of a police force, have the same meanings as in Part 1 of the Police Reform and Social Responsibility Act 2011;
- (b) “ police force ” includes the metropolitan police force.]

Textual Amendments

F59 Words in Sch. 2 para. 51 substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 97\(2\)](#); [S.I. 2011/3019, art. 3, Sch. 1 \(with Sch. 2 para. 24\)](#)

F60 Words in Sch. 2 para. 51 repealed (22.8.1996) by [1996 c. 16, ss. 103, 104\(1\), Sch. 9 Pt. I](#)

F61 Words in Sch. 2 para. 51(a) substituted (22.8.1996) by [1996 c. 16, ss. 103, 104\(1\), Sch. 7 Pt. II, para. 18\(4\)](#)

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

- F62** Words in Sch. 2 para. 51(a) substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 97\(3\)](#); S.I. 2011/3019, art. 3, Sch. 1
- F63** Sch. 2 para. 51(aa)-(ac) inserted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 97\(4\)](#); S.I. 2011/3019, art. 3, Sch. 1
- F64** Words in Sch. 2 para. 51(b) substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 97\(5\)](#); S.I. 2011/3019, art. 3, Sch. 1
- F65** Words inserted by [Road Traffic Regulation Act 1984 \(c. 27, SIF 107:1\), s. 146, Sch. 13 para. 12](#)
- F66** Words in Sch. 2 para. 51 inserted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 97\(6\)](#); S.I. 2011/3019, art. 3, Sch. 1

Marginal Citations

- M52** 1967 c. 28.
- M53** 1960 c. 63.
- M54** 1967 c. 76.

- 52 A pension payable by [^{F67}a police and crime commissioner, the Mayor's Office for Policing and Crime, a chief constable established under section 2 of the Police Reform and Social Responsibility Act 2011, the Commissioner of Police of the Metropolis or] a police authority under regulations made under section 60(2) of the ^{M55}Local Government Act 1958, section 85(4) of the ^{M56}London Government Act 1963 or section 4 of the ^{M57}Public Expenditure and Receipts Act 1968 (compensation for loss of employment or emoluments due to reorganisation of local government etc). [^{F68}or under regulations made under section 24 of the ^{M58}Superannuation Act 1972 (further provisions requiring payment of compensation for loss of employment, etc.).

This paragraph does not apply to a pension payable as mentioned in paragraph 15A above.]

Textual Amendments

- F67** Words in Sch. 2 para. 52 inserted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 98](#); S.I. 2011/3019, art. 3, Sch. 1
- F68** Words inserted by [Superannuation Act 1972 \(c. 11\), Sch. 6 para. 89\(k\)](#)

Marginal Citations

- M55** 1958 c. 55.
- M56** 1963 c. 33.
- M57** 1968 c. 14.
- M58** 1972 c. 11.

Probation and after-care service

- 53 A pension payable in accordance with regulations under Schedule 4 to the ^{M59}Local Government Superannuation Act 1953 [^{F69}or section 7 of the ^{M60}Superannuation Act 1972] in respect of service as a probation officer or as a person appointed to assist a probation officer in the performance of his duties by a probation and after-care committee, by the Secretary of State or, before 1st July 1944, by a probation officer.

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Textual Amendments

F69 Words inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(l\)](#)

Marginal Citations

M59 [1953 c. 25](#).

M60 [1972 c. 11](#).

[^{F70}53A A pension payable in accordance with regulations under section 7 of the ^{M61}Superannuation Act 1972 in respect of service as chairman, chief officer, member or member of the staff of a local probation board established under section 4 of the Criminal Justice and Court Services Act 2000.]

Textual Amendments

F70 Sch. 2 para. 53A inserted (1.4.2001) by [2000 c. 43, s. 74](#), [Sch. 7 Pt. II para. 45](#); [S.I. 2001/919](#), [art. 2\(f\)\(ii\)](#)

Marginal Citations

M61 [1972 c. 11](#).

[^{F71}53B. A pension payable in accordance with regulations under section 7 of the Superannuation Act 1972 in respect of service as a member of staff of a probation trust established under section 5 of the Offender Management Act 2007.]

Textual Amendments

F71 [Sch. 2 para. 53B](#) inserted (1.4.2008) by [The Offender Management Act 2007 \(Consequential Amendments\) Order 2008 \(S.I. 2008/912\)](#), [art. 1](#), [Sch. 1 para. 5\(2\)](#)

54 A pension payable by a local authority in England and Wales in respect of service as a member of the staff of an approved probation home or an approved probation hostel.

55 A pension payable by a probation and after-care committee under regulations made under section 60(2) of the ^{M62}Local Government Act 1958 or section 85(4) of the ^{M63}London Government Act 1963 (compensation for loss of employment or emoluments due to reorganisation of local government) [^{F72}or under regulations made under section 24 of the ^{M64}Superannuation Act 1972 (further provisions requiring payment of compensation for loss of employment, etc.).]

Textual Amendments

F72 Words inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para 89\(m\)](#)

Marginal Citations

M62 [1958 c. 55](#)

M63 [1963 c. 33](#).

M64 [1972 c. 11](#).

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Teachers and school staff

- 56 A pension payable by a local authority under section 14(3)(b) of the ^{M65}Teachers (Superannuation) Act 1925.

Marginal Citations

M65 1925 c. 59.

- 57 A pension payable by a local authority in England or Wales under any enactment in respect of service as an employee of the managers of a non-provided school within the meaning of the ^{M66}Education Act 1921 or a voluntary school within the meaning of [^{F73}the Education Act 1996.].

Textual Amendments

F73 Words in Sch. 2 Pt. II substituted (1.11.1996) by 1996 c. 56, ss. 582(1), 583(3), Sch. 37 Pt. I, para. 20 (with ss. 1(4), 582(3), Sch. 39)

Marginal Citations

M66 1921 c. 51.

- 58 A pension payable by a local authority in England or Wales under any enactment in respect of service as an employee of the governing body of any school or educational institution (other than a public elementary school or a county or voluntary school) if the whole cost of maintaining the school or educational institution after deducting such part of the cost (if any) as is met by the governing body fell or falls to be met by the local authority.
- 59 A pension payable by a local authority in respect of service as a member of the staff of an approved school.

Miscellaneous

- 60 A pension payable by a local authority under any enactment in respect of service as a registration officer as defined in [^{F74}regulations made under section 7 of the ^{M67}Superannuation Act 1972.].

Textual Amendments

F74 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), Sch. 6 para. 89(n)

Marginal Citations

M67 1972 c. 11.

- 61 A pension payable under [^{F75}section 6 of the ^{M68}Coroners (Amendment) Act 1926 (county and borough coroners)][^{F75}paragraph 2 of Schedule 1 to the Coroners Act 1988.].

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

Textual Amendments

F75 Words substituted (E.W.) by [Coroners Act 1988 \(c. 13, SIF 33\)](#), s. 36(1), Sch. 3 para. 15

Marginal Citations

M68 [1926 c. 59](#).

- 62 A pension payable by a local authority in respect of service as a clerk, officer or servant employed under section 47 of the ^{M69}Local Government Act 1948 or section 92 of the ^{M70}General Rate Act 1967 by a local valuation panel.

Marginal Citations

M69 [1948 c. 26](#).

M70 [1967 c. 9](#).

- 63 A pension payable by a local authority in respect of service ending with service as a rent officer or deputy rent officer under section 22 or 24 of the ^{M71}Rent Act 1965 or section 40 of the ^{M72}Rent Act 1968 [^{F76}or section 63 of the ^{M73}Rent Act 1977.]

Textual Amendments

F76 Words added by [Rent Act 1977 \(c. 42\)](#), s. 155(2), [Sch. 23 para. 51](#)

Marginal Citations

M71 [1965 c. 75](#).

M72 [1968 c. 23](#).

M73 [1977 c. 42](#).

- 64 A pension payable by a local authority by way of such compensation as is mentioned in section 8(1)(b) [^{F77}or (c)] of this Act.

Textual Amendments

F77 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(o\)](#)

- [^{F78}64A A pension payable by a residuary body established by the Local Government Act 1985 in respect of service ending with service with that body.]

Textual Amendments

F78 [Sch. 2 Pt. 1 paras. 64A, 64B](#) inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), [s. 61\(2\)](#)

Modifications etc. (not altering text)

C2 [Sch. 2 para. 64A](#) extended (5.7.1994) by [1994 c. 19, ss. 39, 66\(2\)](#), [Sch. 13 para. 27](#) (with [ss. 54\(7\), 66\(7\)](#)), [Sch. 17 paras. 22\(1\), 23\(2\)](#))

- [^{F79}64B A pension payable by such a residuary body, being a pension which would fall within any of the foregoing paragraphs of this Part of this Schedule if references

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

to a local authority had continued to include references to the authorities abolished by the Act.]

Textual Amendments

F79 Sch. 2 Pt. I paras 64A, 64B inserted by Local Government Act 1985 (c. 51, SIF 81:1), s.61(2)

[^{F80}64C A pension payable by the London Residuary Body, being a pension which would fall within any of the foregoing paragraphs of this Part of this Schedule if references to a local authority had continued to include references to the Inner London Education Authority.]

Textual Amendments

F80 Sch. 2 Pt. I para. 64C inserted (29.7.1988) by Education Reform Act 1988 (c. 40, SIF 41:1), s. 179(3)

[^{F81F82}64D A pension payable by the London Pensions Fund Authority.]

Textual Amendments

F81 Sch. 2 Pt. II para. 64D inserted (E.W.) (30.10.1989) at the end of Part II by SI 1989/1815, art. 7(6)
F82 Para. renumbered 64D by S.I. 1990/198, art.3

PART III E+W+S

OTHER PENSIONS

[^{F83F84}65 A pension payable by the trustees of a trustee saving bank or by the Inspection Committee of trustees saving banks]

Textual Amendments

F83 Sch. 2 Pt. III para. 65 repealed by Trustee Savings Banks Acts 1976 (c.4) Sch. 6 except in relation to any pension beginning before 21.11.1976; the text is retained for this reason.
F84 The text of Sch 2 Pt. III para. 65, Sch. 3 para. 4, 5, Sch. 7, Sch. 8 Pt.I, II is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

66 A pension payable in respect of service with, or as compensation for loss of employment on the winding up of, the Raw Cotton Commission.

In relation to a pension within this paragraph the Minister for the Civil Service shall be taken to be the pension authority.

67 ^{F85}

Textual Amendments

F85 Sch. 2 pt. III para. 67 repealed by Local Government Act 1985 (c. 51, SIF 81:1), s. 102, Sch. 17

Status: Point in time view as at 25/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2. (See end of Document for details)

68 A pension payable by the council of the London borough of Southwark in respect of employment in the borough market, Southwark.

[^{F86}68A A pension payable by virtue of regulations made under section 3(2) of the ^{M74}New Towns (Scotland) Act 1977.]

Textual Amendments

F86 Para. 68A inserted by [New Towns \(Scotland\) Act 1977 \(c. 16\), s. 3\(7\)](#)

Marginal Citations

M74 [1977 c. 16.](#)

Status:

Point in time view as at 25/04/2013.

Changes to legislation:

There are currently no known outstanding effects for the Pensions (Increase) Act 1971, SCHEDULE 2.