

Status: Point in time view as at 01/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971, Cross Heading: Police and firemen. (See end of Document for details)

SCHEDULES

SCHEDULE 2

OFFICIAL PENSIONS

PART II

PENSIONS OUT OF LOCAL FUNDS

Police and firemen

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

- (a) [^{F1}the ^{M1}Police Pensions Act 1976, or any enactment repealed by the ^{M2}Police Pensions Act 1948] or by the ^{M3}Police Pensions Act 1921;
- [^{F2}(b) section 51 or 52 of the Police Act 1996;]
- [^{F3}(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

- F1** Words substituted by [Police Pensions Act 1976 \(c. 35\), Sch. 2 para. 8\(b\)](#)
- F2** Sch. 2 para. 43(b) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), [Sch. 7, Pt. II para. 18\(3\)](#)
- F3** [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

- M1** 1976 c. 35.
- M2** 1948 c. 24.
- M3** 1921 c. 31.

[^{F4} 44 A pension payable by a fire and rescue authority or [^{F5}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.]

Textual Amendments

- F4** 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

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F5 Words in Sch. 2 para. 44 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. 1 para. 1**; and [The Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), Sch. 7 para. 48; S.S.I. 2013/51, art. 2

F6⁴⁵

Textual Amendments

F6 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 ^{M4}Police Pensions Act 1921 in respect of a person to whom the ^{M5}National Fire Service (Preservation of Pensions) (Police Firemen) Regulations 1941 applied at the time of that person’s death or retirement.

Marginal Citations

M4 [1921 c. 31](#).

M5 [S.R. & O. 1941/1271](#).

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