

Status: Point in time view as at 02/08/2005.

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

SCHEDULES

SCHEDULE 1

Section 1.

TABLE FOR CONVERSION OF BASIC RATE TO 1969 STANDARD

[Note:—The year to be taken is that in which the pension is, under section 8(2), to be treated as beginning.]

<i>Year Multiplier</i>	<i>Year Multiplier</i>	<i>Year Multiplier</i>
Any year	1951 . . . 1.886	1960 . . . 1.383
up to	1952 . . . 1.728	1961 . . . 1.338
1944 . . . 3.052	1953 . . . 1.675	1962 . . . 1.282
1945 . . . 2.583	1954 . . . 1.645	1963 . . . 1.258
1946 . . . 2.348	1955 . . . 1.574	1964 . . . 1.218
1947 . . . 2.327	1956 . . . 1.501	1965 . . . 1.162
1948 . . . 2.179	1957 . . . 1.448	1966 . . . 1.118
1949 . . . 2.119	1958 . . . 1.404	1967 . . . 1.091
1950 . . . 2.059	1959 . . . 1.397	1968 . . . 1.042

SCHEDULE 2

Sections 4, 5, 7 and 15.

OFFICIAL PENSIONS

PART I

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](#)

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Ministerial and parliamentary

- 1 A pension payable under section 3 of the ^{M1}Ministerial Salaries Consolidation Act 1965 (Prime Ministers) [^{F1}or under section 26 or section 27 of the ^{M2}Parliamentary and other Pensions Act 1972 (Pensions of the Prime Minister and Speaker and their dependants).]

Textual Amendments

F1 Words inserted by Parliamentary and other [Pensions Act 1972 \(c. 48\), s. 31\(2\)\(a\)](#)

Marginal Citations

M1 1965 c. 58.
M2 1972 c. 48.

- 2 A pension payable under the ^{M3}Lord Chancellor's Pension Act 1832 [^{F2}as amended by section 28 of the ^{M4}Parliamentary and other Pensions Act 1972.]

Textual Amendments

F2 Words inserted by Parliamentary and other [Pensions Act 1972 \(c. 48\), s. 31\(2\)\(b\)](#)

Marginal Citations

M3 1832 c. 111.
M4 1972 c. 48.

- 3 A pension payable ^{F3}... [^{F4}(except in respect of any period ending before 1st April 1972) under Mr Speaker King's Retirement Act 1971.]

Textual Amendments

F3 Words in Sch. 2 para. 3 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\), Sch. 1 Pt. 11](#)
F4 Words inserted by Parliamentary and other [Pensions Act 1972 \(c. 48\), s. 31\(2\)\(c\)](#)

- [^{F5}3A A pension which under the Parliamentary pension scheme (within the meaning of the Parliamentary and other Pensions Act 1987) is payable out of the Parliamentary Contributory Pension Fund.]

Textual Amendments

F5 [Sch. 2 Pt. 1 para. 3A](#) substituted by Parliamentary and other [Pensions Act 1987 \(c. 45, SIF 89\), s. 6, Sch. 3 para. 3\(3\)](#)

[^{F6} European Assembly

Textual Amendments

F6 [Para. 3B](#) inserted by [European Assembly \(Pay and Pensions\) Act 1979 \(c. 50\), s. 4\(7\)](#)

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3B A pension payable under an order made under section 4 of the ^{M5}European Assembly (Pay and Pensions) Act 1979.]

Marginal Citations

M5 1979 c. 50.

Civil Service

4 A pension payable under the ^{M6}Superannuation Acts 1965 ^{M7} and 1967 [^{F7}or under a scheme made under section 1 of the ^{M8}Superannuation Act 1972, being the principal civil service pension scheme within the meaning of section 2 of that Act.]

Textual Amendments

F7 Words inserted by [Superannuation Act 1972 \(c. 11\), Sch. 6 para. 89\(a\)](#)

Marginal Citations

M6 1965 c. 74.

M7 1967 c. 28.

M8 1972 c. 11.

[^{F8}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

F8 [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. ^{F9}

Textual Amendments

F9 [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 ^{M9}County Courts Act 1934 (county court judges).

Marginal Citations

M9 1934 c. 53.

8 A pension payable under section 20 of the ^{M10}Sheriff Courts (Scotland) Act 1907 or section 1 of the ^{M11}Sheriffs' Pensions (Scotland) Act 1961 (sheriffs and salaried sheriffs-substitute).

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Marginal Citations

M10 1907 c. 51.

M11 1961 c. 42.

9

F10

Textual Amendments

F10 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 ^{M12}Criminal Justice Administration Act 1956 (Recorder of Manchester or Liverpool).

Marginal Citations

M12 1956 c. 34.

11

A pension payable under the Superannuation (President of the ^{M13}Industrial Court) Act 1954.

Marginal Citations

M13 1954 c. 37.

12

F11

Textual Amendments

F11 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 ^{M14}Police Magistrates (Superannuation) Acts 1915 ^{M15}and 1929 [^{F12}or under Part I of Schedule 1 to the ^{M16}Administration of Justice Act 1973.]

Textual Amendments

F12 Words added by Administration of Justice Act 1973 (c. 15), **Sch. 1 para. 11(2)**

Marginal Citations

M14 1915 c. 74.

M15 1929 c. 37.

M16 1973 c. 15.

Police and firemen

14

A pension payable by a Secretary of State under the ^{M17}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.

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

Marginal Citations

M17 1945 c. 17 (9 & 10 Geo. 6).

- 15 A pension payable by a Secretary of State under the ^{M18}[^{F13}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
 - ^{F14}(b) was engaged on service pursuant to an appointment under section 10 of the ^{M19} Overseas Development and Co-operation Act 1980, [^{F15} 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 [^{F16} section 97 of the Police Act 1996] or, as the case may be, section 38A of the ^{M20} Police (Scotland) Act 1967 had effect; or
 - (ba) was engaged on temporary service in accordance with [^{F17} section 26(2) of the Police Act 1996] or section 12A(2) of the ^{M21} Police (Scotland) Act 1967; or]
 - (c) was serving as an inspector or assistant inspector of constabulary under [^{F18}the Police Act 1996] or the ^{M22}Police (Scotland) Act 1967; or
 - ^{F19}(d) was engaged—
 - (i) on relevant service within paragraph (b), (c) or (d) of section 97(1) of the Police Act 1996, or
 - (ii) on central service pursuant to section 38 of the Police (Scotland) Act 1967.]

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

Textual Amendments

- F13** Words substituted by [Police Pensions Act 1976 \(c. 35\), Sch. 2 para. 8\(a\)](#)
- F14** [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)
- F15** 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](#)
- F16** 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\(2\)\(a\)](#)
- F17** 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\(2\)\(b\)](#)
- 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** [Sch. 2 para. 15\(d\)](#) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), [Sch. 7, Pt. II, para. 18\(2\)\(d\)](#)

Marginal Citations

- M18** 1976 c. 35.
M19 1980 c. 63

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M20 1967 c. 77.

M21 1967 c. 77.

M22 1967 c. 77.

[^{F20}15A A pension payable by a Secretary of State under regulations made under section 24 of the ^{M23}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

F20 Sch. 2 para. 15A inserted by Superannuation Act 1972 (c. 11), Sch. 6 para. 89(b)

Marginal Citations

M23 1972 c. 11.

[^{F21}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

F21 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

[^{F22}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

F22 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 ^{M24}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.

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Marginal Citations

M24 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 ^{M25}Teachers (Superannuation) (Scotland) Regulations 1957.

Marginal Citations

M25 S.I. 1957/356.

20 A pension payable under regulations made under [^{F23}section 9 of the ^{M26}Superannuation Act 1972]

Textual Amendments

F23 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(d\)](#)

Marginal Citations

M26 1972 c. 11

[^{F24}20A A pension payable to or in respect of a teacher under regulations made under section 24 of the ^{M27}Superannuation Act 1972 (compensation for loss of employment, etc.).]

Textual Amendments

F24 [Para. 20A](#) inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(e\)](#)

Marginal Citations

M27 1972 c. 11.

21 ^{F25}

Textual Amendments

F25 [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 ^{M28}National Health Service Act 1946 or of the ^{M29}National Health Service (Scotland) Act 1947 (former officers of voluntary hospitals);

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- (b) section . . . ^{F26} 68 of the National Health Service Act 1946 or section . . . ^{F26} 67 of the National Health Service (Scotland) Act 1947 (former officers of hospital authorities and others engaged in health services);
- [^{F27}(c) regulations made under section 10 of the ^{M30}Superannuation Act 1972;]
- [^{F28}(d) section 44 of the ^{M31}National Health Service Reorganisation Act 1973 or section 34A of the ^{M32}National Health Service (Scotland) Act 1972.]

Textual Amendments

F26 Words repealed by [Superannuation Act 1972 \(c. 11\)](#), s. 29(4), [Sch. 8](#)

F27 [Para. 22\(c\)](#) inserted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(h\)](#)

F28 [Para. 22\(d\)](#) inserted by [National Health Service Reorganisation Act 1973 \(c. 32\)](#), [Sch. 4 para. 133](#)

Marginal Citations

M28 1946 c. 81.

M29 1947 c. 27.

M30 1972 c. 11.

M31 1973 c. 32.

M32 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 ^{M33}Local Government Act 1958, section 85(4) of the ^{M34}London Government Act 1963 . . . ^{F29}

Textual Amendments

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

Marginal Citations

M33 1958 c. 55.

M34 1963 c. 33.

- [^{F30}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

F30 [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 ^{M35}National Insurance Act 1946 (loss of employment or diminution

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of emoluments attributable to passing of that Act of former employees of approved societies etc.).

Marginal Citations

M35 1946 c. 67.

25 A pension payable in pursuance of rules made under section 3 of the ^{M36}Superannuation (Miscellaneous Provisions) Act 1948 (former employees of approved societies etc.).

This paragraph does not include a pension payable under the [^{F31}principal civil service pension scheme within the meaning of section 2 of the ^{M37}Superannuation Act 1972.]

Textual Amendments

F31 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(j\)](#)

Marginal Citations

M36 1948 c. 33.

M37 1972 c. 11.

26 **F32**

Textual Amendments

F32 [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 ^{M38}Governors Pensions Acts 1957 and 1967.

Marginal Citations

M38 1957 c. 62

[^{F33}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 ^{M39}Governors' Pensions Acts 1957 and 1967 or of the ^{M40}Superannuation Act 1965 so far as it continued to have effect by virtue of section 23(2) of the ^{M41}Superannuation Act 1972.]

Textual Amendments

F33 [Para. 27A](#) inserted by [Overseas Pensions Act 1973 \(c. 21\)](#), [s. 4\(3\)](#)

Marginal Citations

M39 1957 c. 62

M40 1965 c. 74.

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M41 1972 c. 11.

F34 28

Textual Amendments

F34 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 ^{M42}Diplomatic Salaries &c. Act 1869.

Marginal Citations

M42 1869 c. 43.

Service in Ireland

30 A pension payable under Schedule 8 to the ^{M43}Government of Ireland Act 1920 (former Irish civil servants).

Marginal Citations

M43 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 ^{M44}Royal Irish Constabulary (Widows' Pensions) Act 1954.

Marginal Citations

M44 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 ^{M45}London Government Act 1963.

Marginal Citations

M45 1963 c. 33.

34 A pension payable under section 29 of the ^{M46}Finance Act 1932, section 60 of the ^{M47}Finance (No. 2) Act 1945 or section 62 of the ^{M48}Finance Act 1946 (compensation to tax collectors and assessors for loss of employment).

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Marginal Citations

- M46** 1932 c. 25.
M47 1945 c. 13 (9 & 10 Geo. 6).
M48 1946 c. 64.

- 35 A pension payable by way of residual compensation under Part IV of the ^{M49}Gas (Staff Compensation) Regulations 1949 as amended by the ^{M50}Gas (Staff Compensation) (Amendment) Regulations 1951 (gas meter examiners and others employed by local authorities before nationalisation).

Marginal Citations

- M49** S.I. 1949/2289.
M50 S.I. 1951/1327.

- 36 A widow's pension payable by a Secretary of State in accordance with a scheme framed by the then Army Council under the ^{M51}Injuries in War (Compensation) Act 1914 (Session 2) for established civil servants employed abroad within the sphere of military operations.

Marginal Citations

- M51** 1914 c. 18 (5 & 6 Geo. 5).

- 37 A pension payable by a Secretary of State under regulations made under [^{F35}section 129 of the ^{M52}Reserve Forces Act 1980] (civilian employees of Territorial and Auxiliary Forces Associations).

Textual Amendments

- F35** Words substituted by [Reserve Forces Act 1980 \(c. 9, SIF 7:2\)](#), s. 157, [Sch. 9 para. 11](#)

Marginal Citations

- M52** 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 ^{M53}Public Expenditure and Receipts Act 1968.

Marginal Citations

- M53** 1968 c. 14.

- [^{F36}38A A pension payable by virtue of paragraph [^{F37}10 of Schedule 1][^{F37}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 ^{M54}Scottish Development Agency Act 1975.]

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Textual Amendments

- F36** Para. 38A inserted by [Scottish Development Agency Act 1975 \(c. 69\)](#), [Sch. 4 para. 2](#)
F37 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

- M54** [1975 c. 69](#).

PART II

PENSIONS OUT OF LOCAL FUNDS

[^{F38} Scottish Parliament and Scottish Executive

Textual Amendments

- F38** [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](#)

^{F39}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

- F39** [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](#)

[^{F40} National Assembly for Wales]

Textual Amendments

- F40** [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

[^{F41}38B A pension payable under a scheme established under section 18(2)(b) of the Government of Wales Act 1998.]

Textual Amendments

- F41** [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

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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.

Administration of justice

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

Marginal Citations

M55 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

M56 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) [^{F42}the ^{M57}Police Pensions Act 1976, or any enactment repealed by the ^{M58}Police Pensions Act 1948] or by the ^{M59}Police Pensions Act 1921;
 - [^{F43}(b) section 51 or 52 of the Police Act 1996;]
 - (c) section 26 or 27 of the ^{M60}Police (Scotland) Act 1967.

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

F42 Words substituted by [Police Pensions Act 1976 \(c. 35\), Sch. 2 para. 8\(b\)](#)

F43 [Sch. 2 para. 43\(b\)](#) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), [Sch. 7, Pt. II para. 18\(3\)](#)

Marginal Citations

M57 1976 c. 35.

M58 1948 c. 24.

M59 1921 c. 31.

M60 1967 c. 77.

- [^{F44} 44 A pension payable by a fire and rescue authority or a [^{F45}relevant authority (as defined in section 6 of the [Fire \(Scotland\) Act 2005 \(asp 5\)](#))] in accordance with

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a scheme brought into operation under section 34 of the Fire and Rescue Services Act 2004.]

Textual Amendments

- F44** 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
- F45** Words in [Sch. 2 para. 44](#) substituted (2.8.2005) by [Fire \(Scotland\) Act 2005 \(Consequential Provisions and Modifications\) Order 2005 \(S.I. 2005/2060\)](#), art. 1(2)(f), **Sch. para. 1**

^{F46}45

Textual Amendments

- F46** 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 ^{M61}Police Pensions Act 1921 in respect of a person to whom the ^{M62}National Fire Service (Preservation of Pensions) (Police Firemen) Regulations 1941 applied at the time of that person's death or retirement.

Marginal Citations

- M61** 1921 c. 31.
M62 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 ^{M63}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 [^{F47}or as staff of such a committee; or.
- (c) service as a justices' chief executive.]

Textual Amendments

- F47** [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(I), 7(2)(b)**

Marginal Citations

- M63** 1967 c. 28.

48 A pension payable by ^{F48}the [^{F49}London Residuary Body][^{F49}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 02/08/2005.

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

Textual Amendments

- F48** Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\), s. 61\(1\)](#)
F49 Words “London Pensions Fund Authority” substituted for “London Residuary Body” by [S.I. 1989/1815, art. 7\(5\)](#)

- 49 A pension payable by [^{F50}the][^{F51}London Residuary Body][^{F51}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

- F50** Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\), s. 61\(1\)](#)
F51 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 police authority in England and Wales ^{F52}. . . , under any enactment other than section 15 of the ^{M64}Superannuation (Miscellaneous Provisions) Act 1967 in respect of service ending with—
- (a) service as a civilian employed under [^{F53}section 15 of the Police Act 1996] by such a police authority; or
 - (b) service as a traffic warden employed by such a police authority under section 2 of the ^{M65}Road Traffic and Roads Improvement Act 1960 or section 81(9) of the ^{M66}Road Traffic Regulation Act 1967 [^{F54}section 95(1) of the Road Traffic Regulation Act 1984.]

Textual Amendments

- F52** Words in Sch. 2 para. 51 repealed (22.8.1996) by [1996 c. 16, ss. 103, 104\(1\), Sch. 9 Pt. I](#)
F53 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\(4\)](#)
F54 Words inserted by [Road Traffic Regulation Act 1984 \(c. 27, SIF 107:1\), s. 146, Sch. 13 para. 12](#)

Marginal Citations

- M64** 1967 c. 28.
M65 1960 c. 63.
M66 1967 c. 76.

- 52 A pension payable by a police authority under regulations made under section 60(2) of the ^{M67}Local Government Act 1958, section 85(4) of the ^{M68}London Government Act 1963 or section 4 of the ^{M69}Public Expenditure and Receipts Act 1968 (compensation for loss of employment or emoluments due to reorganisation of local government etc). [^{F55}or under regulations made under section 24 of the ^{M70}Superannuation Act 1972 (further provisions requiring payment of compensation for loss of employment, etc.).

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

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

Textual Amendments

F55 Words inserted by [Superannuation Act 1972 \(c. 11\)](#), **Sch. 6 para. 89(k)**

Marginal Citations

M67 1958 c. 55.

M68 1963 c. 33.

M69 1968 c. 14.

M70 1972 c. 11.

Probation and after-care service

- 53 A pension payable in accordance with regulations under Schedule 4 to the ^{M71}Local Government Superannuation Act 1953 [^{F56}or section 7 of the ^{M72}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.

Textual Amendments

F56 Words inserted by [Superannuation Act 1972 \(c. 11\)](#), **Sch. 6 para. 89(l)**

Marginal Citations

M71 1953 c. 25.

M72 1972 c. 11.

- [^{F57}53A A pension payable in accordance with regulations under section 7 of the ^{M73}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

F57 [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

M73 1972 c. 11.

- 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 ^{M74}Local Government Act 1958 or section 85(4) of the ^{M75}London Government Act 1963 (compensation for loss of employment or emoluments due to reorganisation of local government) [^{F58}or under regulations

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made under section 24 of the ^{M76}Superannuation Act 1972 (further provisions requiring payment of compensation for loss of employment, etc.).]

Textual Amendments

F58 Words inserted by [Superannuation Act 1972 \(c. 11\), Sch. 6 para 89\(m\)](#)

Marginal Citations

M74 1958 c. 55

M75 1963 c. 33.

M76 1972 c. 11.

Teachers and school staff

56 A pension payable by a local authority under section 14(3)(b) of the ^{M77}Teachers (Superannuation) Act 1925.

Marginal Citations

M77 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 ^{M78}Education Act 1921 or a voluntary school within the meaning of [^{F59}the Education Act 1996.].

Textual Amendments

F59 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

M78 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 [^{F60}regulations made under section 7 of the ^{M79}Superannuation Act 1972.].

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Textual Amendments

F60 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(n\)](#)

Marginal Citations

M79 [1972 c. 11](#).

- 61 A pension payable under [^{F61}section 6 of the ^{M80}Coroners (Amendment) Act 1926 (county and borough coroners)] [^{F61}paragraph 2 of Schedule 1 to the Coroners Act 1988.]

Textual Amendments

F61 Words substituted (E.W.) by [Coroners Act 1988 \(c. 13, SIF 33\)](#), s. 36(1), Sch. 3 para. 15

Marginal Citations

M80 [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 ^{M81}Local Government Act 1948 or section 92 of the ^{M82}General Rate Act 1967 by a local valuation panel.

Marginal Citations

M81 [1948 c. 26](#).

M82 [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 ^{M83}Rent Act 1965 or section 40 of the ^{M84}Rent Act 1968 [^{F62}or section 63 of the ^{M85}Rent Act 1977.]

Textual Amendments

F62 Words added by [Rent Act 1977 \(c. 42\)](#), s. 155(2), [Sch. 23 para. 51](#)

Marginal Citations

M83 [1965 c. 75](#).

M84 [1968 c. 23](#).

M85 [1977 c. 42](#).

- 64 A pension payable by a local authority by way of such compensation as is mentioned in section 8(1)(b) [^{F63}or (c)] of this Act.

Textual Amendments

F63 Words substituted by [Superannuation Act 1972 \(c. 11\)](#), [Sch. 6 para. 89\(o\)](#)

- [^{F64}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.]

Status: Point in time view as at 02/08/2005.

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

Textual Amendments

F64 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))

[^{F65}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 to a local authority had continued to include references to the authorities abolished by the Act.]

Textual Amendments

F65 Sch. 2 Pt. I paras 64A, 64B inserted by Local Government Act 1985 (c. 51, SIF 81:1), s.61(2)

[^{F66}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

F66 Sch. 2 Pt. 1 para. 64C inserted (29.7.1988) by Education Reform Act 1988 (c. 40, SIF 41:1), s. 179(3)

[^{F67F68}64D A pension payable by the London Pensions Fund Authority.]

Textual Amendments

F67 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)

F68 Para. renumbered 64D by S.I. 1990/198, art.3

PART III

OTHER PENSIONS

[^{F69F70}65 A pension payable by the trustees of a trustee saving bank or by the Inspection Committee of trustees saving banks]

Textual Amendments

F69 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.

F70 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.

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

67 ^{F71}

Textual Amendments

F71 Sch. 2 pt. III para. 67 repealed by Local Government Act 1985 (c. 51, SIF 81:1), s. 102, Sch. 17

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

[^{F72}68A A pension payable by virtue of regulations made under section 3(2) of the ^{M86}New Towns (Scotland) Act 1977.]

Textual Amendments

F72 Para. 68A inserted by New Towns (Scotland) Act 1977 (c. 16), s. 3(7)

Marginal Citations

M86 1977 c. 16.

SCHEDULE 3

Sections 7 and 17.

FURTHER ADMINISTRATIVE, INCIDENTAL AND CONSEQUENTIAL PROVISIONS

Modifications etc. (not altering text)

C3 Sch. 3 excluded by S.I. 1990/503, reg. 3(2)(b)(c)

C4 Sch. 3 continued by S.I. 1990/503, reg. 3(2)(c)

C5 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

Liability for cost of increase of certain local authority, police and fire service pensions

- 1 (1) Where a pension to which this paragraph applies is increased under this Act, the cost of the increase shall be defrayed by the pension authority; but where the pension authority are not the last employing authority, the last employing authority shall reimburse to the pension authority that cost or so much of it as is not required by paragraph 2 below to be reimbursed by some other authority or to be borne by the pension authority.
- (2) For the purposes of this paragraph, “the last employing authority” means, in relation to a pension, the authority to whom the latest services in respect of which the pension is payable were rendered, unless the functions in connection with which they were

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rendered have been transferred to another authority; and where they have been so transferred, “the last employing authority” means the authority by whom those functions are for the time being exercisable.

- (3) Any question who are the last employing authority for the purposes of this paragraph shall, in default of agreement, be determined by the Secretary of State.
- (4) Nothing in this paragraph shall affect the operation in relation to increases under this Act of the provisions of section 14 of the ^{M87}Police Act 1890 and section 10 of the ^{M88}Police Pensions Act 1921 as to the payment of pensions partly out of the police fund and partly out of moneys provided by Parliament.
- (5) This paragraph applies to the pensions specified in the following paragraphs of Schedule 2 to this Act, that is to say, paragraphs 39, 44, 45, 47, 48, 49, 51, 53, 54, 56 to 60, 62 [^{F73},63, 64A and, so far as relating to any pension falling within any of the foregoing paragraphs, 64B][^{F74}and 64C.]

Textual Amendments

F73 Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. **61(3)**

F74 Words inserted by [Education Reform Act 1988 \(c. 40, SIF 41:1\)](#), s. **179(4)**

Modifications etc. (not altering text)

C6 [Sch. 3 para. 1](#) (except 1(4)) extended by [Pensions \(Increase\) Act 1974 \(c. 9\)](#), s. **2(2)**

C7 [Sch. 3 para. 1\(1\)](#); so much of sub-paragraph (1) as follows the first reference in that sub-paragraph to the pension authority excluded by [S.I. 1986/399](#), art. 9(7)(a)

C8 [Sch. 3 para. 1\(1\)](#) amended by [S.I. 1989/1815](#), art. **7(7)**

C9 [Sch. 3 para 1\(2\)](#) excluded (E.W.) by [Prosecution of Offences Act 1985 \(c. 23, SIF 39:1\)](#), s. **15(6)** and excluded by [SI 1986/399](#), art 9(7)(b)

C10 [Sch. 3 para 1\(2\)](#) modified (13.2.1992) by [Severn Bridges Act 1992 \(c. 3\)](#), s. **18(4)(5)**.

C11 [Sch. 3 Para 1\(3\)](#) excluded by [SI 1986/399](#), art. 9(7)(b)

Marginal Citations

M87 1890 c. 45.

M88 1921 c. 31.

- 2 (1) Where a pension to which this paragraph applies is increased under this Act, and by virtue of section 7(3) any part of the cost of the increase would, but for paragraph 1 above, be apportioned to a fund not administered by the pension authority, that part of the cost shall be reimbursed to the pension authority; and the cost of reimbursement shall be defrayed and borne as if it were the cost of an increase under this Act on a separate pension payable out of that fund in respect of the employment giving rise to the apportionment to that fund.
- (2) Where a pension to which this paragraph applies is increased under this Act, and—
 - (a) the pension is payable partly in respect of service in respect of which another such pension was payable (“the previous service”) and partly in respect of further service rendered after the termination of the previous service; and
 - (b) different authorities are the last employing authority in relation to the two pensions, but the cost of the final pension does not fall to be apportioned;then so much of the cost of the increase as is referable to the previous service on an apportionment made according to the length of that service as compared with that of the further service shall be reimbursed to the pension authority by the authority who

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are the last employing authority in relation to the earlier pension (or, if the pension authority are that authority, shall be borne by the pension authority and shall not be reimbursed in accordance with paragraph 1 above by the last employing authority).

- (3) Paragraphs 1(2) and (3) above shall apply for purposes of this paragraph as they apply for purposes of paragraph 1.
- (4) This paragraph applies to the same pensions as paragraph 1 above, except that it does not apply to pensions specified in paragraphs 44, 45 and 56 of Schedule 2.

Modifications etc. (not altering text)

C12 Para 2 Extended by the [Pensions \(Increase\) Act 1974 \(c. 9\), s. 2\(2\)](#)

Pensions of former civil servants payable by Post Office

- 3 It shall be the duty of [^{F75}the Post Office company] to increase in accordance with this Act any pension which is payable under the [^{F76}principal civil service pension scheme within the meaning of section 2 of the ^{M89}Superannuation Act 1972] but in relation to which [^{F77}the Post Office company is] the pension authority by virtue of [^{F78}paragraph 2 of Schedule 3 to the Postal Services Act 2000 as it has effect by reference to]section 44 of the ^{M90}Post Office Act 1969; and where under [^{F79}the Post Office Act 1969 or any enactment reproducing its effect] part of a pension so payable is to be paid by [^{F75}the Post Office company] and part is not, this Act shall apply as if the two parts were separate pensions.

Textual Amendments

- F75** Words in [Sch. 3 para. 3](#) substituted (26.3.2001) by [2000 c. 26, s. 127\(4\), Sch. 8 Pt. II para. 12\(a\)\(e\); S.I. 2001/1148, art. 2\(2\), Sch.](#)
- F76** Words substituted by [Superannuation Act 1972 \(c. 11\), Sch. 6 para. 90\(a\)](#)
- F77** Words in [Sch. 3 para. 3](#) substituted (26.3.2001) by [2000 c. 26, s. 127\(4\), Sch. 8 Pt. II para. 12\(b\); S.I. 2001/1148, art. 2\(2\), Sch.](#)
- F78** Words in [Sch. 3 para. 3](#) inserted (26.3.2001) by [2000 c. 26, s. 127\(4\), Sch. 8 Pt. II para. 12\(c\); S.I. 2001/1148, art. 2\(2\), Sch.](#)
- F79** Words in [Sch. 3 para. 3](#) substituted (26.3.2001) by [2000 c. 26, s. 127\(4\), Sch. 8 Pt. II para. 12\(d\); S.I. 2001/1148, art. 2\(2\), Sch.](#)

Modifications etc. (not altering text)

C13 Para. 3 extended by [Pensions \(Increase\) Act 1974 \(c. 9\), s. 2 \(2\)](#)

Marginal Citations

- M89** 1972 c. 11.
M90 1969 c. 48.

- (^{F80}3A) In paragraph 3 above “the Post Office company” has the same meaning as in Part IV of the Postal Services Act 2000.]

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

Textual Amendments

F80 [Sch. 3 para. 3A](#) inserted (26.3.2001) by 2001/1149, arts. 3(1), Sch. 1 para. 29

Re-employed teachers

Modifications etc. (not altering text)

C14 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.

- 4 Any reference to the Pensions (Increase) Acts 1920 to 1969 (or any of them) which is contained—
- (a) in regulation 50 of the ^{M91}Teachers' Superannuation Regulations 1967, as inserted by regulation 13 of the ^{M92}Teachers' Superannuation (Amendment) Regulations 1970 ; or
 - (b) in regulation 50 of the ^{M93}Teachers' Superannuation (Scotland) Regulations 1969 ;
- shall have effect, in relation to any period after 31st August 1971, as a reference to Part I of this Act and, in relation to any period after 30th November 1973, as a reference to the said Part I and the Pensions (Increase) Act 1974 (but without prejudice to the power to vary or revoke those regulations).

Marginal Citations

M91 [S.I. 1967/489](#).

M92 [S.I. 1970/10](#).

M93 [S.I. 1969/77](#).

Retired staff of former approved schools etc.

Modifications etc. (not altering text)

C15 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.

- 5 In Schedule 3 to the ^{M94}Children and Young Persons Act 1969 (which relates to the arrangements to take effect on an institution ceasing under section 46 to be an approved school, remand home, approved probation hostel or approved probation home), for paragraph 1(3) there shall be substituted—
- “(3) In respect of any such superannuation or other benefits as are referred to in sub-paragraph (2)(b) of this paragraph, being benefits to which a person became entitled before the specified date and to which the Pensions (Increase) Act 1971 does not apply, the section 46 order may contain such provisions for securing the payment of additional amounts (calculated by

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reference to increases under that Act or under any enactment repealed by it) as the Secretary of State considers appropriate having regard to any arrangements obtaining with respect to those benefits before the specified date.”

Marginal Citations

M94 1969 c. 54.

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

- 6 (1) For the purposes of this Act “local authority” means—
- [^{F81}(a) in England and Wales—
 - [a billing authority or a precepting authority, as defined in section 69 ^{F82} of the Local Government Finance Act 1992;
 - ^{F83}(i)
 - [^{F84}(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;]]
 - ^{F85}[the London Fire and Emergency Planning Authority;]
 - (ib)
 - (ii) a levying body within the meaning of section 74 of [^{F86}the Local Government Finance Act 1988]; and
 - (iii) a body as regards which section 75 of that Act applies; and]]
 - [^{F87}(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 ^{M95} Local Government and other Officers’ Superannuation Act 1922 or under section 2 of the ^{M96} Local Government Superannuation Act 1937 or the ^{M97} Local Government Superannuation (Scotland) Act 1937 [^{F88} or in accordance with regulations made under section 7 of the ^{M98} Superannuation Act 1972]; and
 - (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 [^{F89} or for the purposes of regulations made under section 7 of the ^{M99} Superannuation Act 1972], any passenger transport executive [^{F90} for the purposes of Part II of the ^{M100} Transport Act 1968] [^{F91} and
 - (d) in Scotland to any water development board within the meaning of the ^{M101} Water (Scotland) Act 1967 and to any river purification board established under the ^{M102} Local Government (Scotland) Act 1973.]

Textual Amendments

F81 Para. 6(1)(a) substituted by [S.I. 1974/595](#) , [art. 3\(16\)](#)

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

- F82** 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**
- F83** 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** .
- F84** 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
- F85** Sch. 3 para. 6(1)(a)(ib) inserted (3.7.2000) by 1999 c. 29 , s. 328 , **Sch. 29 Pt. 1 para. 13** (with Sch. 12 para. 9(1)) ; S.I. 2000/1094 , **art. 4(a)(h)**
- F86** 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
- F87** Para. 6(1)(b) substituted by Pensions (Increase) Act 1974 (c. 9) , s. 3(4)(b)
- F88** Words inserted by Superannuation Act 1972 (c. 11) , **Sch. 6 para. 90(b)**
- F89** Words inserted by Superannuation Act 1972 (c. 11) , **Sch. 6 para. 90(c)**
- F90** Words substituted by Transport Act 1985 (c. 67, SIF 126) , s. 57(6) , **Sch. 3 para. 23**
- F91** Words inserted by Pensions (Increase) Act 1974 (c. 9) , s. 3(4)(c)

Marginal Citations

- M95** 1922 c. 59 .
- M96** 1937 c. 68 .
- M97** 1937 c. 69 .
- M98** 1972 c. 11 .
- M99** 1972 c. 11 .
- M100** 1968 c.73 (126) .
- M101** 1967 c. 78 .
- M102** 1973 c. 65 .

- 7 (1) For the purposes of this Act “local government service” means service under any local authority [^{F92}, any county council, town council or district council and any other authority to whom section 270 of the ^{M103}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 ^{M104}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;
- (iii) section 3 of the ^{M105}Local Government Staffs (War Service) Act 1939; and
- (b) section 51(4) (firemen employed in training institutions) of the ^{M106}London County Council (General Powers) Act 1949.

Textual Amendments

- F92** Words inserted by Pensions (Increase) Act 1974 (c. 9) , s. 3(4)(d)

Marginal Citations

- M103** 1947 c. 43.
- M104** 1916 c. 12.
- M105** 1939 c. 94.

Status: Point in time view as at 02/08/2005.

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

M106 1949 c. 1v.

SCHEDULE 4

Section 10.

OVERSEAS GOVERNMENT PENSIONS (INDIA, PAKISTAN AND BURMA)

1 F93

Textual Amendments

F93 Sch. 4 paras. 1, 3 repealed by [Overseas Pensions Act 1973 \(c. 21\)](#), [Sch. 2](#)

2 A pension payable out of the revenues of India or Pakistan to a person resident outside India, Pakistan, Burma and Aden in respect of any relevant services to the Crown, being either—

- (a) service which ended before 15th August 1947; or
- (b) service of which the termination was attributable to the passing of the ^{M107}Indian Independence Act 1947; or
- (c) service which began at a time earlier than 15th August 1947 and was rendered by a person who in the opinion of the Secretary of State was at that time domiciled outside Asia.

The service relevant to this paragraph is service by virtue of which the pensioner has pension rights in relation to any of the funds listed below and any other service in a civil capacity; it is immaterial whether the service was rendered by the pensioner or by another pension, and “pension rights” includes, in relation to any person, all forms of right to, or eligibility for, the present or future payment of a pension to or in respect of that person.

Marginal Citations

M107 1947 c. 30.

List of funds

- (i) The Bengal Military Fund and Orphans’ Society;
- (ii) The Bombay Military Fund;
- (iii) The Madras Military Fund;
- (iv) The Madras Medical Fund;
- (v) The Indian Navy Fund;
- (vi) The Indian Civil Service Family Pension Fund (Untransferred);
- (vii) The Superior Services (India) Family Pension Fund (Untransferred);
- (viii) The Indian Military Widows’ and Orphans’ Fund (Untransferred);
- (ix) The Indian Military Services Family Pension Fund (Untransferred);
- (x) The Bengal and Madras Service Family Pension Fund.

3 F94

Status: Point in time view as at 02/08/2005.

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

Textual Amendments

F94 Sch. 4 paras. 1, 3 repealed by [Overseas Pensions Act 1973 \(c. 21\)](#), [Sch. 2](#)

- 4 A pension payable from the revenues of Burma to a person resident outside Burma, India, Pakistan and Aden and payable in respect of service in a civil capacity in Burma, being either—
- (a) service which ended before 4th January 1948; or
 - (b) service of which the termination was attributable to the passing of the ^{M108}Burma Independence Act 1947; or
 - (c) service which began at a time earlier than 4th January 1948 and was rendered by a person who in the opinion of the Secretary of State was at that time domiciled outside Asia.

Marginal Citations

M108 1947 c. 3 (11 & 12 Geo. 6).

- 5 A pension payable to or in respect of a member of the staff of the High Commissioner for India or the High Commissioner for Pakistan who at some time before he was transferred to the staff of the High Commissioner had been an officer or servant on the permanent establishment of the Secretary of State in Council of India.
- 6 A pension payable to or in respect of a person who was appointed to the staff of the Auditor of the Accounts of the Secretary of State for India in Council before the 1st April 1937.
- 7 A pension payable to or in respect of a European officer or European warrant officer of the Royal Indian Marine.

SCHEDULE 5

Section 11.

OTHER OVERSEAS GOVERNMENT PENSIONS

Modifications etc. (not altering text)

C16 Sch. 5 applied (1.3.1995) by [S.I. 1995/238](#), [reg. 16](#)

- 1 A pension in respect of service under the government of an overseas territory by a person who—
- (a) was at any time selected for initial appointment to service under the government of an overseas territory by a Minister of the Crown in the United Kingdom, or was recruited by the Crown Agents for Overseas Governments and Administrations; or
 - (b) was at any time recruited to a post for which, in the opinion of the Secretary of State, a normal channel of recruitment would have been either the Colonial Office or the Crown Agents for Overseas Governments and Administrations; or

Status: Point in time view as at 02/08/2005.

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

- (c) was at any time a member of Her Majesty’s Overseas Civil Service or Her Majesty’s Overseas Judiciary; or
- (d) was at any time a designated officer under an Overseas Service Aid Scheme Agreement.
- 2 A pension in respect of service under the Sudan Government by a person who, in the opinion of the Secretary of State, entered the service of that Government in a pensionable capacity before 17th July 1954.
- 3 A pension in respect of service under the Egyptian Government by a person who, in the opinion of the Secretary of State, entered the service of that Government in a pensionable capacity before 15th March 1922, and who was a British subject when he entered such service.
- 4 A pension for the payment of which the Crown assumed responsibility under the Instrument of Cession of Sarawak dated 21st May 1946 or the North Borneo Transfer Agreement dated 26th June 1946.
- 5 A pension in respect of service in any of the armed forces of the Crown raised in an overseas territory, not being a pension payable under any warrant or other instrument made by virtue of Her Majesty’s prerogative in respect of such forces.
- 6 A pension in respect of service in an auxiliary or special police force raised in an overseas territory, not being a pension payable to or in respect of a person who at the time of his retirement either—
- (a) was engaged as mentioned in section 1(1) of the ^{M109}Police (Overseas Service) Act 1945; or
- (b) was engaged in service in respect of which the provisions of section 5 of the ^{M110}Overseas Service Act 1958 had effect;
- nor a pension payable under any warrant or other instrument made by virtue of Her Majesty’s prerogative in respect of such forces.

Marginal Citations

M109 1945 c. 17 (9 & 10 Geo. 6).

M110 1958 c. 14.

SCHEDULE 6

Section 13.

EMPLOYMENTS RELEVANT TO SECTION 13(2)

Modifications etc. (not altering text)

C17 Sch. 6 has effect as if any reference to the Minister for the Civil Service were a reference to the Treasury: S.I. 1981/1670, arts. 2(1)(c), 3(5)
Sch. 6 applied (1.3.1995) by S.I. 1995/238, reg. 17

The following employments shall be included in section 13(2)(a) of this Act, namely,—

- (a) employment in the College of Domestic Arts of South Wales and Monmouthshire;
- (b) employment by the Wheat Commission;

Status: Point in time view as at 02/08/2005.

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

- (c) employment (otherwise than as a constable) under the Commissioner of Police of the Metropolis or the ^{F95}Metropolitan Police Authority], being employment remunerated out of the Metropolitan Police Fund;
- ^{F96}(d)
- (e) employment as an officer of a Regional Hospital Board, Board of Governors of a teaching hospital (or, in Scotland, Board of Management), Executive Council or other body constituted under the ^{M111}National Health Service Act 1946 or the ^{M112}National Health Service (Scotland) Act 1947 and any other employment as an officer engaged in health services provided under either of those Acts or otherwise (but not including health services provided by a local health authority or other local authority);
- (f) practices as a medical practitioner providing general medical services or as a dental practitioner providing general dental services (within the meaning of the National Health Service Act 1946 or the National Health Service (Scotland) Act 1947);
- (g) employment to which the Overseas Superannuation Scheme applied;
- (h) any other employment specified for this purpose by regulations of the Minister for Civil Service.

Textual Amendments

- F95** Words in Sch. 6 para.(c) substituted (3.7.2000) by 1999 c. 29, s. 325, **Sch. 27 para. 24(2)** (with Sch. 12 para. 9(1)); S.I. 2000/1648, art. 2, **Sch.**
- F96** Sch. 6 para.(d) repealed (1.4.2001) by 1999 c. 22, s. 106, **Sch. 15 Pt. V(6)** (with Sch. 14 paras. 7(2), 36(9)); S.I. 2001/916, **art. 2(c)(i)** (with Sch. 2 para. 2)

Marginal Citations

- M111** 1946 c. 81.
- M112** 1947 c. 27.

Textual Amendments

- F95** Words in Sch. 6 para.(c) substituted (3.7.2000) by 1999 c. 29, s. 325, **Sch. 27 para. 24(2)** (with Sch. 12 para. 9(1)); S.I. 2000/1648, art. 2, **Sch.**
- F96** Sch. 6 para.(d) repealed (1.4.2001) by 1999 c. 22, s. 106, **Sch. 15 Pt. V(6)** (with Sch. 14 paras. 7(2), 36(9)); S.I. 2001/916, **art. 2(c)(i)** (with Sch. 2 para. 2)

Marginal Citations

- M111** 1946 c. 81.
- M112** 1947 c. 27.

*Status: Point in time view as at 02/08/2005.**Changes to legislation: There are currently no known outstanding effects for the Pensions (Increase) Act 1971. (See end of Document for details)*

SCHEDULE 7

Section 18.

CONSEQUENTIAL REPEALS

Modifications etc. (not altering text)

C18 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.

Chapter	Short Title	Extent of Repeal
10 & 11 Geo. 5. c. 36.	The Pensions (Increase) Act 1920.	The whole Act
14 & 15 Geo. 5. c. 32.	The Pensions (Increase) Act 1924.	The whole Act.
7 & 8 Geo. 6. c. 21.	The Pensions (Increase) Act 1944.	The whole Act.
10 & 11 Geo. 6. c. 7.	The Pensions (Increase) Act 1947.	The whole Act
11 & 12 Geo. 6. c. 24.	The Police Pensions Act 1948.	In Schedule 1, paragraphs 15 to 20.
12, 13 & 14 Geo. 6. c. 44.	The Superannuation Act 1949.	Section 48(1) to (4). Section 62(3).
15 & 16 Geo. 6 & 1 Eliz. 2. c. 45.	The Pensions (Increase) Act 1952.	The whole Act
1 & 2 Eliz. 2. c. 25.	The Local Government Superannuation Act 1953.	In Schedule 4, paragraph 4.
2 & 3 Eliz. 2. c. 25.	The Pensions (Increase) Act 1954.	The whole Act.
3 & 4 Eliz. 2. c. 22.	The Pensions (India, Pakistan and Burma) Act 1955.	Section 3(1), except the words preceding paragraph (a) and except paragraph (c). In Schedule 2, Parts I and II.
4 & 5 Eliz. 2. c. 39.	The Pensions (Increase) Act 1956.	The whole Act.
6 & 7 Eliz. 2. c. 64.	The Local Government and Miscellaneous Financial Provisions (Scotland) Act 1958.	In Schedule 4, paragraphs 5 and 19.
7 & 8 Eliz. 2. c. 50.	The Pensions (Increase) Act 1959.	The whole Act

Status: Point in time view as at 02/08/2005.

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

8 & 9 Eliz. 2. c. 9.	The Judicial Pensions Act 1959.	Section 7(1) and (2).
10 & 11 Eliz. 2. c. 30.	The Northern Ireland Act 1962.	Section 26(2).
11 & 12 Eliz. 2. c. 2.	The Pensions (Increase) Act 1962.	The whole Act.
1965 c. 11.	The Ministerial Salaries and Members' Pensions Act 1965.	Section 17.
1965 c. 58.	The Ministerial Salaries Consolidation Act 1965.	Section 3(3) from "but" onwards.
1965 c. 78.	The Pensions (Increase) Act 1965.	The whole Act.
1969 c. 7.	The Pensions (Increase) Act 1969.	The whole Act.

SCHEDULE 8

Section 18.

REPEALS OF SPENT PROVISIONS

PART I

OUTRIGHT REPEALS

Chapter	Short Title	Extent of Repeal
1 & 2 Geo. 6. c. 31.	The Scottish Land Court Act 1938.	Section 1(3)
11 & 12 Geo. 6. c. 26.	The Local Government Act 1948.	In section 140, in subsection (1), the words "the Central Valuation Committee, the Railway Assessment Authority", and subsection (3)(f) with the preceding "and".
11 & 12 Geo. 6. c. 33.	The Superannuation (Miscellaneous Provisions) Act 1948.	Section 13, so far as unrepealed.
8 & 9 Eliz. 2. c. 9.	The Judicial Pensions Act 1959.	Section 3(2). Section 7(3). Section 9(3).

Status: Point in time view as at 02/08/2005.

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

1967 c. 73.	The National Insurance Act 1967.	In Schedule 7, paragraph 7.
1969 c. 44.	The National Insurance Act 1969.	Section 10(2).
1969 c. 63.	The Police Act 1969.	Section 5.
1970 c. 51.	The National Insurance (Old persons' and widows' pensions and attendance allowance) Act 1970.	Section 8(6).

Modifications etc. (not altering text)

C19 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.

PART II

REPEALS WITH SAVING FOR EXISTING PENSIONS

Chapter	Short Title	Extent of Repeal
8 Edw. 7. c. 38.	The Irish Universities Act 1908.	Section 16(8).
9 & 10 Geo. 5. c. 19.	The Local Government (Ireland) Act 1919.	Section 8.
10 & 11 Geo. 5. c. 67.	The Government of Ireland Act 1920.	Section 9(4). Sections 54 and 55. Sections 57 to 59. In section 68, subsection (1) from the words “or any Act” onwards and subsection (2). Schedule 8.
13 Geo. 5. Sess. 2. c. 2.	The Irish Free State (Consequential Provisions) Act 1922 (Session 2).	In Schedule 1, paragraph 7(2).
25 & 26 Geo. 5. c. 23.	The Superannuation Act 1935.	Section 18(2).
12, 13 & 14 Geo. 6. c. 44.	The Superannuation Act 1949.	Section 56.
10 & 11 Eliz. 2. c. 30.	The Northern Ireland Act 1962.	Section 26(1) and (3).

Status: Point in time view as at 02/08/2005.

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

1965 c. 74.	The Superannuation Act 1965.	Section 101.
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No repeal included in this Part of this Schedule shall affect the operation of any enactment (including an enactment of the Parliament of Northern Ireland) in relation to pensions for service ending before the passing of this Act.

Status:

Point in time view as at 02/08/2005.

Changes to legislation:

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