EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make amendments to the Local Government Pension Scheme (Transitional Provisions) Regulations 1997 ("the Transitional Regulations"), the Local Government Pension Scheme Regulations 1995 ("the 1995 Regulations") and the Local Government Pension Scheme Regulations 1997 ("the 1997 Regulations"). The Transitional Regulations make provision for the transition from the arrangements for the Local Government Pension Scheme which are set out in the 1995 Regulations to those set out in the 1997 Regulations.

The Regulations take effect on 1st April 1998, the date when the 1997 Regulations and the Transitional Regulations came into force. Section 12 of the Superannuation Act 1972 provides that regulations made under section 7 of that Act may have retrospective effect.

Regulation 3 clarifies a provision dealing with the effect on periods of membership of membership before 1st April 1972.

Regulation 4 makes an amendment in connection with women with membership before 1st April 1988.

Regulation 5 removes a restriction in connection with rights under Schedule C6 to the 1995 Regulations.

Regulation 6 deals with changes that are required to provisions in connection with former National Health pension scheme members as a result of changes to provisions affecting them which were made after the Transitional Regulations were made but before those regulations came into force.

Regulation 7 substitutes changes to the 1995 Regulations in place of changes that were made by the Transitional Regulations which contained minor, incorrect cross references.

Regulation 8 makes amendments to provisions in the 1997 Regulations relating to transferring members with mis-sold pension rights. The amendments are necessary following amendments to the 1995 Regulations which were made before the Transitional Regulations came into force.

Regulation 9 allows certain persons who would be placed in a worse position by amendments made in these Regulations to elect for the amendments not to apply in their case.