STATUTORY RULES OF NORTHERN IRELAND

2015 No. 8

FIRE AND RESCUE SERVICES

PENSIONS

The Firefighters' Pension Scheme (Amendment) Order (Northern Ireland) 2015

Made - - - - 19th January 2015

Coming into operation- 1st April 2015

The Department of Health, Social Services and Public Safety, in exercise of the powers conferred on it by article 10(1), (3), (4) and (5) of the Fire Services (Northern Ireland) Order 1984(**1**) and now vested in it(**2**) and with the approval of the Department of Finance and Personnel(**3**), in accordance with article 10(1) of that Order, makes the following Order:

Citation, commencement, effect and interpretation

1.—(1) This Order may be cited as the Firefighters' Pension Scheme (Amendment) Order (Northern Ireland) 2015 and shall come into operation on 1st April 2015.

(2) In this Order, "the Scheme" means the Scheme set out in the Annex to the Firefighters' Pension Scheme Order (Northern Ireland) 2007(**4**).

Amendment of the Firefighters' Pension Scheme Order (Northern Ireland) 2007

2.—(1) The Annex to the Firefighters' Pension Scheme Order (Northern Ireland) 2007 is amended as follows.

(2) In Schedule 1 (interpretation) to the Scheme, in Part 1 (glossary of expressions)(**5**)—

(a) after the entry for the expression "mixed-rate service"—

(i) in the first column insert "New Firefighters' Pension Scheme (Northern Ireland)", and

(**1**) S.I. 1984/1821 (N.I. 11) Article 10(5) was amended by S.I. 1998/1549 (N.I. 11) Article 4. Article 10 was continued by S.I. 2006/1254 (N.I. 9) Article 60(1) and (2)
(**2**) See S.R. 1999 No. 481 Article 6(c) and Schedule 4, Part III
(**3**) Formerly the Department of Finance. See S.I. 1982/338 (N.I. 6) Article 3
(**4**) SR 2007 No. 144 amended by SR 2008 No. 382, SR 2012 No. 161, SR 2013 No. 85, SR 2014 Nos.56 and 169.
(**5**) Part 1 of Schedule 1 was amended by SR 2014 No. 169.

(ii) in the second column insert "the New Firefighters' Pension Scheme (Northern Ireland) set out in Schedule 1 to the New Firefighters' Pension Scheme Order (Northern Ireland) 2007(**6**).";

(b) in the entry for the expression "retained firefighter and volunteer firefighter"—

(i) in the first column omit "and volunteer firefighter"; and

(ii) in the second column after "regular firefighter" insert "or as a volunteer firefighter";

(c) after the entry for the expression "tax year"—

(i) in the first column insert "volunteer firefighter"; and

(ii) in the second column insert—

"A person employed by the Board—

(a) as a firefighter but not as a regular firefighter or as a retained firefighter;

(b) on terms under which he is, or may be, required to engage in firefighting or, without a break in continuity of such employment, may be required to perform other duties appropriate to his role as a firefighter (whether instead of, or in addition to, engaging in fire fighting);

(c) otherwise than in a temporary capacity; and

(d) who is obliged to attend at such times as the officer in charge considers necessary, and in accordance with the orders that he receives.".

(3) In Schedule 6 (pensionable service and transfer values) to the Scheme, in Part IV (amount of transfer value)—

(a) in paragraph 2 for "Where" substitute "Subject to paragraph 7, where";

(b) after paragraph 6, add—

"**7.** Where a transfer value is payable to the scheme managers of the New Firefighters' Pension Scheme (Northern Ireland) in the case of a person who—

(a) immediately after the termination of his employment as a regular firefighter on or after 1st July 2000, took up employment as a retained firefighter;

(b) is a special firefighter member of the New Firefighters' Pension Scheme (Northern Ireland) under article 4A(1) of Part 2 (scheme membership, cessation and retirement) of that Scheme from 1st July 2000, or if later, from the date before 6th April 2006 on which he took up employment as a retained firefighter;

(c) has elected under article 66A (election to purchase service during the limited period) of Part 11 (pensionable pay, pension contributions and purchase of additional service) of the New Firefighters' Pension Scheme (Northern Ireland) to pay the pension contributions required as a special firefighter member from that date;

(d) has elected under article 81A (transfer of accrued rights under the Firefighters' Pension Scheme to special membership under this Scheme) of Part 12 (transfers into and out of the Scheme) of the New Firefighters' Pension Scheme (Northern Ireland) to transfer his accrued rights under this Scheme to his special membership of the New Firefighters' Pension Scheme (Northern Ireland) at the same time as his election under article 66A of Part 11 of that Scheme,

(**6**) SR 2007/215, amended by SR 2008 No 381, SR 2012 No 162, SR 2013 No. 84 and 172 and SR 2014 No. 57 and 168.