
SCOTTISH STATUTORY INSTRUMENTS

2018 No. 141

PUBLIC SERVICE PENSIONS

**The Local Government Pension
Scheme (Scotland) Regulations 2018**

Made - - - - 1st May 2018
Laid before the Scottish
Parliament - - 2nd May 2018
Coming into force in accordance with regulation 1

**THE LOCAL GOVERNMENT PENSION
SCHEME (SCOTLAND) REGULATIONS 2018**

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Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Local Government Pension Scheme (Scotland) Regulations 2018. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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- 100. Scheme actuary
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SCHEDULE 1 Interpretation

In these Regulations— “active member” means a person who is...

SCHEDULE 2 Scheme employers

PART 1

- A local authority which is a council constituted under section...
- A joint board or joint committee appointed under any enactment,...
- The body known as Scottish Water established under section 20...
- The Scottish Children's Reporter established under section 128 of the...
- The Scottish Environment Protection Agency established under section 20 of...
- A board of management of a college of further education...
- The Strathclyde Passenger Transport Authority established under section 40(1) of...
- The Strathclyde Passenger Transport Executive established under section 9(1) of...

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VisitScotland, established under section 1(1) of the Development of Tourism...

A Transport Partnership created by virtue of an order under...

The Scottish Police Authority established under section 1 of the...

The Scottish Fire and Rescue Service established under section 1A(1)...

PART 2

1. The following bodies are admission bodies with whom an administering...
2. An approval under paragraph 1(e) may be subject to such...
3. The Scheme employer, if it is not also the administering...
4. In the case of an admission body falling within the...
5. If the admission body is exercising the functions of the...
6. An admission agreement must require the admission body to carry...
7. Notwithstanding paragraph 6, and subject to paragraph 8, the admission...
8. Where, for any reason, it is not desirable for an...
9. An admission agreement must include— (a) provision for the agreement...
10. An admission agreement must include a requirement that the admission...
11. When an administering authority makes an admission agreement it must...
12. Where an admission body is such a body by virtue...
13. Where an admission body of the description in paragraph 1(d)...

SCHEDULE 3 Administering authorities

1. The following bodies are required to maintain a pension fund...

SCHEDULE 4 Appropriate Funds

PART 1

1. The appropriate fund for a member described in column 1...
2. The Scottish Ministers may, on the application of a Scheme...
- 2A The Scottish Ministers may, on application of an administering authority,...
3. Where paragraph 2 applies, the Scottish Ministers may, upon application...
4. Before giving a direction under paragraph 2 or 2A Scottish...
5. The direction may require the making of financial adjustments between...
6. The direction under paragraph 3 may— (a) contain provision as...
7. Where an administering authority has established an admission agreement fund...

TABLE

SCHEDULE 5 PART 2 Miscellaneous Authorities Councillor Members

BENEFITS Preliminary

1. Omit regulation 90 (certificate of protection).
OPTIONAL *Shared Cost Schemes*
ADDITIONAL
BENEFITS

2. In regulation 17 (additional voluntary contributions)— (a) in paragraph (1)...

Increase of Pension

3. Omit regulation 30 (award of additional pension).
ADMINISTRATION
4. In regulation 16 (additional pension contributions) omit paragraphs (2)(e) and...
5. For regulation 20 (meaning of pensionable pay) substitute— (1) A councillor member's pensionable pay in any year is...
6. Regulation 21 (assumed pensionable pay) omitted except whilst a councillor...

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7. After regulation 22(10) (pension accounts) insert— (11) In the case...
 8. Omit regulation 29(7) (flexible retirement).
 9. In regulation 34 (early leavers: ill-health)— (a) for paragraph (1)...
- SCHEDULE 6
1. The following instruments are revoked: (a) The Local Government Pension...
Explanatory Note

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Local Government Pension Scheme (Scotland) Regulations 2018. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- sch. 1 words inserted by S.S.I. 2024/37 reg. 9(a)
- sch. 1 words inserted by S.S.I. 2024/37 reg. 9(b)(i)
- sch. 1 words inserted by S.S.I. 2024/37 reg. 9(b)(ii)
- sch. 1 words inserted by S.S.I. 2024/37 reg. 9(c)
- sch. 1 words omitted by S.S.I. 2024/37 reg. 9(b)(iii)
- sch. 4 para. 2 substituted by S.S.I. 2019/161 reg. 2(27) (Reg. 2(27) revoked (28.6.2019 with effect from 1.6.2018) by The Local Government Pension Scheme (Miscellaneous Amendments) (Scotland) Amendment Regulations 2019 (S.S.I. 2019/204), regs. 1, 2(3))
- reg. 23(2) words omitted by S.S.I. 2024/37 reg. 3(1)(a)(ii)
- reg. 23(2)(d) word inserted by S.S.I. 2024/37 reg. 3(1)(a)(i)
- reg. 23(3) word omitted by S.S.I. 2024/37 reg. 3(1)(b)
- reg. 24(7) words substituted by S.S.I. 2024/37 reg. 3(2)(b)
- reg. 24(8) word omitted by S.S.I. 2024/37 reg. 3(2)(c)(i)
- reg. 24(8) words inserted by S.S.I. 2024/37 reg. 3(2)(c)(iii)
- reg. 24(8) words substituted by S.S.I. 2024/37 reg. 3(2)(c)(ii)
- reg. 25(3) words inserted by S.S.I. 2024/37 reg. 3(3)(a)
- reg. 25(6) words inserted by S.S.I. 2024/37 reg. 3(3)(c)(ii)
- reg. 25(6) words substituted by S.S.I. 2024/37 reg. 3(3)(c)(i)
- reg. 25(7) word omitted by S.S.I. 2024/37 reg. 3(3)(d)(i)
- reg. 25(7) words inserted by S.S.I. 2024/37 reg. 3(3)(d)(iii)
- reg. 25(7) words substituted by S.S.I. 2024/37 reg. 3(3)(d)(ii)
- reg. 26(8) words inserted by S.S.I. 2024/37 reg. 3(4)(b)(ii)
- reg. 26(8) words substituted by S.S.I. 2024/37 reg. 3(4)(b)(i)
- reg. 27(5) words inserted by S.S.I. 2024/37 reg. 3(5)(a)(ii)
- reg. 27(5) words substituted by S.S.I. 2024/37 reg. 3(5)(a)(i)
- reg. 27(6) word omitted by S.S.I. 2024/37 reg. 3(5)(b)(i)
- reg. 27(6) words inserted by S.S.I. 2024/37 reg. 3(5)(b)(ii)
- reg. 39(6) words inserted by S.S.I. 2024/37 reg. 4(1)(b)(ii)
- reg. 39(6) words substituted by S.S.I. 2024/37 reg. 4(1)(b)(i)
- reg. 39(7) word omitted by S.S.I. 2024/37 reg. 4(1)(c)(i)
- reg. 39(7) word substituted by S.S.I. 2024/37 reg. 4(1)(c)(ii)
- reg. 39(7) words inserted by S.S.I. 2024/37 reg. 4(1)(c)(iii)
- reg. 40(13) words inserted by S.S.I. 2024/37 reg. 4(2)(b)(ii)
- reg. 40(13) words substituted by S.S.I. 2024/37 reg. 4(2)(b)(i)
- reg. 40(14) word omitted by S.S.I. 2024/37 reg. 4(2)(c)(i)
- reg. 40(14) words inserted by S.S.I. 2024/37 reg. 4(2)(c)(iii)
- reg. 40(14) words substituted by S.S.I. 2024/37 reg. 4(2)(c)(ii)
- reg. 41(4) words inserted by S.S.I. 2024/37 reg. 5(1)(b)
- reg. 42(6) words inserted by S.S.I. 2024/37 reg. 6(1)(b)(ii)
- reg. 42(6) words substituted by S.S.I. 2024/37 reg. 6(1)(b)(i)
- reg. 42(7)(a) word omitted by S.S.I. 2024/37 reg. 6(1)(c)(i)
- reg. 42(7)(a) word substituted by S.S.I. 2024/37 reg. 6(1)(c)(ii)
- reg. 42(7)(a) words inserted by S.S.I. 2024/37 reg. 6(1)(c)(iii)
- reg. 43(13) words inserted by S.S.I. 2024/37 reg. 6(2)(e)(ii)
- reg. 43(13) words substituted by S.S.I. 2024/37 reg. 6(2)(e)(i)
- reg. 43(14)(a) word omitted by S.S.I. 2024/37 reg. 6(2)(f)(i)
- reg. 43(14)(a) words inserted by S.S.I. 2024/37 reg. 6(2)(f)(iii)
- reg. 43(14)(a) words substituted by S.S.I. 2024/37 reg. 6(2)(f)(ii)
- reg. 45(6) words inserted by S.S.I. 2024/37 reg. 7(2)(b)(ii)

- reg. 45(6) words substituted by S.S.I. 2024/37 reg. 7(2)(b)(i)
- reg. 45(7)(a) word omitted by S.S.I. 2024/37 reg. 7(2)(c)(i)
- reg. 45(7)(a) word substituted by S.S.I. 2024/37 reg. 7(2)(c)(ii)
- reg. 45(7)(a) words inserted by S.S.I. 2024/37 reg. 7(2)(c)(iii)
- reg. 46(13) words inserted by S.S.I. 2024/37 reg. 7(3)(e)(ii)
- reg. 46(13) words substituted by S.S.I. 2024/37 reg. 7(3)(e)(i)
- reg. 46(14)(a) word omitted by S.S.I. 2024/37 reg. 7(3)(f)(i)
- reg. 46(14)(a) words inserted by S.S.I. 2024/37 reg. 7(3)(f)(iii)
- reg. 46(14)(a) words substituted by S.S.I. 2024/37 reg. 7(3)(f)(ii)
- reg. 60(1)(a) words omitted by S.S.I. 2024/37 reg. 8(1)(a)
- reg. 60(6A) omitted by S.S.I. 2024/37 reg. 8(1)(b)
- reg. 61(2A) substituted by S.S.I. 2024/37 reg. 8(2)(a)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 23(2)(e) inserted by S.S.I. 2024/37 reg. 3(1)(a)(i)
- reg. 23(3A) inserted by S.S.I. 2024/37 reg. 3(1)(b)
- reg. 24(4A)(4B) inserted by S.S.I. 2024/37 reg. 3(2)(a)
- reg. 24(8A) inserted by S.S.I. 2024/37 reg. 3(2)(c)(iv)
- reg. 25(4A) inserted by S.S.I. 2024/37 reg. 3(3)(b)
- reg. 25(7A) inserted by S.S.I. 2024/37 reg. 3(3)(d)(iv)
- reg. 26(4A) inserted by S.S.I. 2024/37 reg. 3(4)(a)
- reg. 26(9) inserted by S.S.I. 2024/37 reg. 3(4)(c)
- reg. 27(7) inserted by S.S.I. 2024/37 reg. 3(5)(b)(iii)
- reg. 39(4)(aa) inserted by S.S.I. 2024/37 reg. 4(1)(a)
- reg. 39(7A) inserted by S.S.I. 2024/37 reg. 4(1)(c)(iv)
- reg. 40(4)(aa) inserted by S.S.I. 2024/37 reg. 4(2)(a)
- reg. 40(5)(aa) inserted by S.S.I. 2024/37 reg. 4(2)(a)
- reg. 40(9)(aa) inserted by S.S.I. 2024/37 reg. 4(2)(a)
- reg. 40(10)(aa) inserted by S.S.I. 2024/37 reg. 4(2)(a)
- reg. 40(15) inserted by S.S.I. 2024/37 reg. 4(2)(c)(iv)
- reg. 41(3B) inserted by S.S.I. 2024/37 reg. 5(1)(a)
- reg. 42(4A) inserted by S.S.I. 2024/37 reg. 6(1)(a)
- reg. 42(7A) inserted by S.S.I. 2024/37 reg. 6(1)(d)
- reg. 43(4A) inserted by S.S.I. 2024/37 reg. 6(2)(a)
- reg. 43(5A) inserted by S.S.I. 2024/37 reg. 6(2)(b)
- reg. 43(9A) inserted by S.S.I. 2024/37 reg. 6(2)(c)
- reg. 43(10A) inserted by S.S.I. 2024/37 reg. 6(2)(d)
- reg. 43(15) inserted by S.S.I. 2024/37 reg. 6(2)(g)
- reg. 44(5) inserted by S.S.I. 2024/37 reg. 7(1)
- reg. 45(4A) inserted by S.S.I. 2024/37 reg. 7(2)(a)
- reg. 45(7A) inserted by S.S.I. 2024/37 reg. 7(2)(d)
- reg. 46(4A) inserted by S.S.I. 2024/37 reg. 7(3)(a)
- reg. 46(5A) inserted by S.S.I. 2024/37 reg. 7(3)(b)
- reg. 46(9A) inserted by S.S.I. 2024/37 reg. 7(3)(c)
- reg. 46(10B) inserted by S.S.I. 2024/37 reg. 7(3)(d)
- reg. 46(14A) inserted by S.S.I. 2024/37 reg. 7(3)(g)
- reg. 61(2C) inserted by S.S.I. 2024/37 reg. 8(2)(b)