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WELSH STATUTORY INSTRUMENTS

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**2006 No. 1672 (W.160)**

**FIRE AND RESCUE SERVICES, WALES  
PENSIONS, WALES**

**The Firefighters' Pension (Wales)  
Scheme (Amendment) Order 2006**

*Made* - - - - - *21 June 2006*

*Coming into force* *23 June 2006*

**THE FIREFIGHTERS' PENSION (WALES)  
SCHEME (AMENDMENT) ORDER 2006**

1. Title, commencement and application
2. Continuation in force and amendment of the Firefighters' Pension (Wales) Scheme
2. (2) For the purposes of the Scheme preserved by paragraph...  
Signature

SCHEDULE AMENDMENT OF THE FIREFIGHTERS' PENSION (WALES)  
SCHEME

1. In rule A3 (exclusive application to regular firefighters) in paragraph (3),...
2. In rule A4 (application to temporary employment connected with fire...
3. In rule A5 (application to permanent employment as instructor)—
4. In rule A6 (no application to auxiliary firefighter)—
5. In rule A7 (reckoning of service for purposes of awards)—...
6. In rule A8 (aggregate pension contributions for purposes of awards),...
7. In rule A9 (qualifying injury)— (a) in paragraph (1), for...
8. In rule A10 (disablement)— (a) for paragraph (1A), substitute—
9. For rules A13 (compulsory retirement on account of age) and...
10. In rule A15 (compulsory retirement on grounds of disablement), for...
11. In rule A16 (effective date of retirement), for “a member...

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12. In rule B1(ordinary pension)— (a) in paragraph (2)(a), for “joining...
13. In rule B2 (short service awards), for paragraph (1), substitute—...
14. In rule B3 (ill-health award)— (a) in paragraph (2)(a) and...
15. In rule B5 (deferred pension)— (a) in paragraph (2)—
16. In rule B6 (repayment of aggregate pension contributions), in paragraph...
17. In rule B7 (commutation— general provision)— (a) for paragraph (5)(b),...
18. In rule B8 (commutation— small pensions), in paragraph (1), for...
19. In rule B9 (allocation), in paragraphs (2), (6), (8) and...
20. In rule B11 (deduction of tax from certain awards), for...
21. In rule B13 (part-time members)— (a) after “calculated”, insert “subject...
22. In rule C1 (spouse’s ordinary pension), in paragraphs (3), (5)...
23. In rule C3 (spouse’s augmented award)— (a) in paragraph (2),...
24. For rule C5 (limitation on award to widow by reference...
25. For rule C6 (widow’s requisite benefit and temporary pension), substitute—...
26. In rule C8 (limitations where spouses living apart), in paragraphs...
27. In rule C9 (effect of remarriage), for “fire authority”(in both...
28. In rule D5 (child’s allowance or special gratuity: limitations), in...
29. In rule E2 (adult dependent relative’s special pension), in paragraphs...
30. In rule E3 (dependent relative’s gratuity), in paragraph (3), for...
31. In rule E4 (payment of balance of contributions to estate),...
32. For rule E5 (gratuity in lieu of surviving spouse’s pension),...
33. In rule E6 (gratuity in lieu of child’s allowance), in...
34. In rule E7 (limitation on discretion to commute pension or...
35. In rule E9 (flat-rate awards)— (a) in paragraph (2), after...
36. In rule F1 (reckoning of and certificates as to pensionable...
37. In rule F2 (current service)— (a) for paragraphs (1) and...
38. In rule F2A(maternity, paternity and adoption leave), for “fire authority”...
39. In rule F3 (previous service reckonable without payment)—
40. In rule F4 (previous service reckonable on payment)—
41. In rule F5 (period during which injury pension was payable)—...
42. In rule F6A (previous service reckonable following actionable loss), for...
43. In rule F6B (calculation of amount of restitution payment), for...
44. In rule F7 (receipt of transfer value)—
45. In rule F8 (transfer payments between fire authorities), after paragraph...
46. In rule F9 (payment of transfer values)—
47. In rule G1 (pensionable pay and average pensionable pay), for...
48. In rule G2 (pension contributions), for “fire authority”(in both places),...
49. In rule G2A (optional pension contributions during maternity and adoption...
50. In rule G3 (election not to pay pension contributions), in...
51. In rule G5 (purchase of increased benefits)
52. In rule G6 (election to purchase increased benefits)—
53. In rule G7 (payment of periodical contributions for increased benefits)—...

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54. In rule G8 (effect of payment for increased benefits)—
  55. In rule H1 (determination by fire authority)—
  56. In rule H2 (appeal to board of medical referees), in...
  57. In rule H3 (appeal to Crown Court or Sheriff)—
  58. In rule I2 (awards to servicemen), in paragraph (3), for...
  59. In rule I3 (awards on death of servicemen), in paragraph...
  60. In rule I4 (servicemen who resume service as regular firefighters),...
  61. In rule I5 (servicemen who do not resume service in...
  62. In rule I6 (pensionable service), for “during his forces period...
  63. In rule I7 (pension contributions), in paragraph (1), for “to...
  64. In rule IA2 (commutation of pension credit benefits), in paragraphs...
  65. In rule IA4 (application of general rules), in paragraph (2),...
  66. In rule J1 (guaranteed minimum pensions), in paragraph (3)(b), after...
  67. In rule J3 (whole-time member of brigade who is not...
  68. In rule J4 (part-time member of brigade)—
  69. In rule J5 (members of brigade other than regular firefighters—...
  70. In rule K1 (cancellation of ill-health and injury pensions)—
  71. In rule K2 (reassessment of injury pension), in paragraphs (1)...
  72. In rule K3 (reduction of award in case of default),...
  73. In rule K4 (withdrawal of pension during service as a...
  74. In rule K5 (withdrawal of pension on conviction of certain...
  75. In rule L1 (authorities responsible for payment of awards)—
  76. For rule L2 (expenses and receipts of fire authorities) substitute—...
  77. In rule L3 (payment of awards)— (a) in paragraph (1)—...
  78. In rule L4 (prevention of duplication)— (a) omit paragraph (2)(c);...
  80. In rule L5 (payments of awards— supplementary)—
  81. In Schedule 1 (interpretation), in Part I (glossary of expressions)—
  82. In Schedule 2 (personal awards)— (a) in Part III (ill-health...
  83. In Schedule 3 (awards on death— spouses)—
  84. In Schedule 4 (awards on death— children), in Part II...
  85. In Schedule 5 (awards on death— additional provisions)—
  86. In Schedule 6 (pensionable service and transfer values)—
  87. In Schedule 8 (purchase of increased benefits)—
  88. In Schedule 9 (appeals)— (a) in Part I (appeal to...
  89. In Schedule 11 (special cases), in Part IV (modification for...
- SCHEDULE  
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- AMENDMENT OF THE FIREFIGHTERS' PENSION (WALES)  
SCHEME CONSEQUENT ON THE CIVIL PARTNERSHIP ACT  
2004
1. In rule A3 (exclusive application to regular firefighters), in paragraph...
  2. In rule B9 (allocation)— (a) in paragraph (2)(a), after “spouse”,...
  3. In rule C1 (spouse’s ordinary pension)— (a) in paragraph (1),...
  4. In rule C2 (spouse’s special award)— (a) in paragraphs (1)...
  5. In rule C3 (spouse’s augmented award), in paragraph (1), after...
  6. In rule C4 (spouse’s accrued pension)— (a) in paragraph (1),...
  7. For rule C5 (limitation on award to spouse by reference...
  8. In rule C6 (widow’s requisite benefit and temporary pension)—
  9. In rule C7 (spouse’s award where no other award payable),...
  10. In rule C8 (limitation where spouses living apart)—
  11. In rule C9 (effect of remarriage), in paragraphs (1) and...
  12. In rule C10 (pension debit members), after “spouse”, insert “or...
  13. In rule D3 (child’s special gratuity), in paragraph (1), after...

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14. In rule D5 (child's allowance or special gratuity— limitations)—
15. In rule E1 (lump sum death grant), in paragraphs (4)...
16. In rule E3 (dependent relative's gratuity), in paragraph (2), after...
17. In rule E4 (payment of balance of contributions to estate),...
18. In rule E5 (gratuity in lieu of surviving spouse's pension),...
19. In rule E8 (increase of pensions and allowances during first...
20. In rule I3 (awards on death of servicemen), in paragraph...
21. In rule J1 (guaranteed minimum pension)— (a) omit  
“and”immediately before...
22. In rule J3 (whole-time or part-time member of a brigade)...
23. In rule J4 (retained or volunteer member of a brigade),...
24. In rule K4 (withdrawal of pension during service as a...
25. In rule L3 (payment of awards), for paragraph (3), substitute—...
26. In rule L4 (prevention of duplication), in paragraph (4)(b), after...
27. In rule L4B (prevention of duplication: other awards for spouses...
28. In Schedule 1, in Part I (glossary of expressions), in...
29. In Schedule 3 (awards on death— spouses), in Part I...
30. In Schedule 4 (awards on death— children)—
31. In Schedule 5 (awards on death— additional provisions), in Part...
32. In Schedule 6 (pensionable service and transfer values)—
33. In Schedule 8 (purchase of increased benefits), in Part III...
34. In Schedule 10 (servicemen— increased awards), in paragraph 2,  
after...
35. In Schedule 11 (special cases)— (a) in Part I (spouse's...  
Explanatory Note