
STATUTORY INSTRUMENTS

2013 No. 704

**FIRE AND RESCUE SERVICES, ENGLAND
PENSIONS, ENGLAND**

**The Firefighters' Pension Scheme
(England) (Amendment) Order 2013**

<i>Made</i>	- - - -	<i>25th March 2013</i>
<i>Laid before Parliament</i>		<i>27th March 2013</i>
<i>Coming into force</i>	- -	<i>1st April 2013</i>

This Order is made in exercise of the powers conferred by sections 34 and 60 of the Fire and Rescue Services Act 2004⁽¹⁾.

In accordance with section 34(5) of that Act, the Secretary of State for Communities and Local Government has consulted such persons as he considers appropriate before making the Order.

The Secretary of State makes the following Order:

Citation, application and commencement

1.—(1) This Order may be cited as the Firefighters' Pension Scheme (England) (Amendment) Order 2013.

(2) This Order applies in relation to England only⁽²⁾.

(3) This Order shall come into force on 1st April 2013.

Amendment of the Firefighters' Pension Scheme (England) Order 2006

2. Schedule 1 to the Firefighters' Pension Scheme (England) Order 2006⁽³⁾ (in which the New Firefighters' Pension Scheme (England) is set out) is amended in accordance with articles 3 and 4.

(1) [2004 c.21](#).

(2) Powers under sections 34 and 60 of the Fire and Rescue Services Act 2004 are now vested in the Welsh Ministers so far as they are exercisable in relation to Wales. They were previously vested in the National Assembly for Wales by section 62 of the Fire and Rescue Services Act 2004. By virtue of paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c.32), they were transferred to the Welsh Ministers. Powers under sections 34 and 60 of the Fire and Rescue Services Act 2004 are now vested in Scottish Ministers so far as they are exercisable in relation to Scotland (S.I.2005/849).

(3) [S.I.2006/3432](#); amended by the Firefighters' Pension Scheme (England) (Amendment) Order 2008 and 2012 (S.I. 2008/213 and 2012/954).

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3. In Chapter 1 of Part 11 (pensionable pay, pension contributions and purchase of additional services), in rule 3(1) (pension contributions)(4) insert “percentage” before “rate”.

4. For the Table in paragraph 5 of Annex A1 substitute the following Table—

<i>Pensionable pay</i>	<i>Contribution rate from 1st April 2013</i>
Up to and including £15,000	8.5 % of pensionable pay
More than £15,000 and up to and including £21,000	9.1 % of pensionable pay
More than £21,000 and up to and including £30,000	9.6 % of pensionable pay
More than £30,000 and up to and including £40,000	9.9 % of pensionable pay
More than £40,000 and up to and including £50,000	10.1 % of pensionable pay
More than £50,000 and up to and including £60,000	10.2 % of pensionable pay
More than £60,000 and up to and including £100,000	10.5 % of pensionable pay
More than £100,000 and up to and including £120,000	10.8 % of pensionable pay
More than £120,000	11.1 % of pensionable pay

Signed by authority of the Secretary of State for the Department for Communities and Local Government

Brandon Lewis
Parliamentary Under Secretary of State
Department for Communities and Local
Government

25th March 2013

(4) Rule 3(1) of Chapter 1 of Part 11 of the Firefighters’ Pension Scheme (England) Order 2006 was amended by article 3 of [S.I. 2012/954](#).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the New Firefighters' Pension Scheme (England) ("the Scheme") set out in Schedule 1 to the Firefighters' Pension Scheme Order 2006.

Article 3 inserts the word "percentage" to clarify the meaning of a provision amended by the Firefighters' Pension Scheme (England) (Amendment) Order 2012 ([S.I. 2012/954](#)).

Article 4 amends the Scheme to provide a different rate for pension contributions payable by members of the Scheme which increase according to the amount of pensionable pay which the member receives. The contribution rates are specified in the Table in paragraph 5 of Annex A1.

In addition, a new band of pensionable pay has been created so that those firefighters who earn more than £15,000 and up to and including £21,000 will pay a lower rate than those earning more than £21,000 and up to and including £30,000.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.