

## **ANNEXE 2**

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# **LIST OF ORDERS, REGULATIONS AND CIRCULARS**

This Annexe lists all the Firemen's Pension Regulations, Firemen's Pension Scheme Orders and Fire Service Circulars which have been issued since 1 July 1973.

## ANNEXE 2

# Firemen's Pension Scheme Orders, Firemen's Pension Regulations and Fire Service Circulars issued since 1 July 1973

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The table in this Annexe lists all Firemen's Pension Scheme Orders and Firemen's Pension Scheme Regulations by their Statutory Instrument ("SI") number. The Fire Service Circulars are listed by their (England and Wales) reference number. A brief outline of the content of each Circular is given.

In the last column the date given is –

- the date on which an SI came into force (although this may not be the same as the effective date – this would have to be checked from the SI itself), or
- the date on which a Fire Service Circular was issued.

This list has been compiled from old records dating back many years. It may not be complete or 100% accurate. Nevertheless it may prove helpful for those administrators who have to deal with old cases and want to look up background information.

If any omissions or inaccuracies are found, please notify the Fire Policy Department of the Department.

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**Firemen's Pension Scheme Orders, Firemen's Pension Regulations  
and Fire Service Circulars issued since 1 July 1973**

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CIRCULAR	SI	TITLE (SI) CONTENT (CIRCULAR)	CAME INTO FORCE
24/1973	1973/966	<b>The Firemen's Pension Scheme Order 1973</b> Explanatory circular – outline of Main Order.	1.7.1973
49/1973	-	<b>The Pensions Increase (Review) Order 1973</b> Pensions Increase; Increase in flat rate pensions.	1.12.1973
52/1973	1973/1814	<b>The Firemen's Pension Scheme (Amendment) (No.2) Order 1973</b> Pensions Increase 1973 (see also 49/1973); Anticipatory – deferred pensions – widow and children where death before making option; Restoration of widow's pension terminated on re-marriage; Notice of forthcoming money purchase/uniform accrual transfers.	1.12.1973
56/1973	1973/1951	<b>The Fire Services (Retirement of Senior Officers) Regulations 1973</b> Application of the Fire Services (Retirement of Senior Officers) Regulations 1973, made under s260 of the Local Government Act 1972 – enhanced benefits as an alternative to compensation under section 259 – see SI 1974/540.	24.12.1973
1/1974	-	Anticipatory – Police and Firemen's Pension Schemes Public Sector Transfer Arrangements – outline of new transfer arrangements (see also 52/1973).	1.1.1974
8/1974	1974/309	<b>The Firemen's Pension Scheme (Modification) Order 1974</b> Restoration of pension cover for certain fire officers outside the scope of the Firemen's Pension Scheme Order 1973 until new county authorities assume functions of fire authorities on 1 April 1974.	7.3.1974
10/1974	1974/540	<b>The Fire Services (Compensation) Regulations 1974</b> Application of the Fire Services (Compensation) Regulations 1974 made under section 259 of the Local Government Act 1972.	1.4.1974
12/1974	1974/432	<b>The Police etc. and Fire Pensions (Modification) Order 1974</b> Transfer of responsibilities and powers for paying police and fire pensions to the new authorities.	1.4.1974
40/1974	1974/1531	<b>The Pensions Increase (Modification) (Police and Fire Services) Regulations 1974</b> Purpose and effect of the Pensions (Increase) Act 1974; Percentage rates.	21.10.1974
40/1974	1974/1532	<b>The Pensions Increase (Police and Fire Services) Regulations 1974</b> Purpose and effect of the Pensions (Increase) Act 1974; Percentage rates.	21.10.1974
48/1974	-	Pensions Increase 1974; Increase in flat rate pensions.	1.12.1974

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CIRCULAR	SI	TITLE (SI) CONTENT (CIRCULAR)	CAME INTO FORCE
53/1974	1974/1797	<b>The Firemen's Pension Scheme (Amendment) Order 1974</b> Pensions Increase 1974 (see also 48/1974); End to abatement of children's allowances.	1.12.1974
13/1975	-	Police and Firemen's Pension Scheme; Forfeiture Provisions	-
18/1975	-	Anticipatory: Reckoning of service in days for pension purposes; Examples.	1.5.1975
20/1975	-	Anticipatory: Commutation after 25 years' service; Table.	1.4.1975
21/1975	-	Anticipatory: Advice on winding-up of the State Graduated Pension Scheme – action to be taken for preservation of EPBs and effect on transfer values; Amendments to 1/1974; Revised list of Club Schemes.	-
HO 116/1975	-	"An advanced copy which may be acted upon" (see 28/1975). Anticipatory: Counting of War Service – meaning – reckoning – commutation – deferred pensions.	
28/1975	-	Anticipatory: Counting of War Service – identical to Home Office circular 116/1975.	1.4.1975
28/1975	-	Addendum to Annex A of 28/1975: Verification of War Service; Contributions; Interest.	-
28/1975	-	Addendum 2 to Annex A of 28/1975: Amends and amplifies Annex A: Meaning of War Service – reckoning – verification – late application – contributions – ill-health awards – tax – NI modification – commutation – deferred pensions – transfers – informing staff.	-
28/1975	-	Annex B of 28/1975: Anticipatory: Uprating War Service for widow's pensions; Tables; Examples.	-
116/1975 28/1975	-	Clarification letter: War Service – clarification of PI position and of terminology; Confirms anticipatory nature of Annex B.	-
36/1975	-	Pensions Increase 1975: Increase in flat rate pensions.	1.12.1975
43/1975	1975/1717	<b>The Firemen's Pension Scheme (Amendment) Order 1975</b> Pensions Increase 1975 (see also 36/1975): Payment without probate increased to £1,500.	1.12.1975

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CIRCULAR	SI	TITLE (SI) CONTENT (CIRCULAR)	CAME INTO FORCE
36/1976	1976/1273	<b>The Firemen's Pension Scheme (Amendment) Order 1976</b> Commutation after 25 years' service (see 20/1975); Notional pay – regular firefighter who served on or after 1.8.1975 as chief officer, assistant chief officer, or deputy assistant chief officer; Reckoning of service in years and days (see 18/1975).	6.9.1976
42/1976	-	Allocation of Pension; Tables.	1.12.1976
43/1976	-	Pensions Increase 1976: Increase in flat rate pension.	1.12.1976
49/1976	1976/1708	<b>The Firemen's Pension Scheme (Amendment) (No. 2) Order 1976</b> Pensions Increase 1976 (see also 43/1976).	1.12.1976
10/1977	-	Commutation Tables.	1.4.1977
23/1977	-	Public Sector Transfer Arrangements – revised list of Club schemes.	-
30/1977	1977/1118	<b>The Contracted-out Employment (Fire Services) Regulations 1977</b> Notice to contract-out of State Earnings Related Pension Scheme.	1.10.1977
30/1977 amendment	1977/1680	<b>The Contracted-out Employment (Fire Services) (Amendment) Regulations 1977</b> Amendment – non-exclusion of firefighters serving overseas.	1.12.1977
44/1977	-	Pensions Increase 1977: Increase in flat rate pensions	1.12.1977
53/1977	1977/1704	<b>The Firemen's Pension Scheme (Amendment) Order 1977</b> Pensions Increase 1977 (see also 44/1977).	1.12.1977
10/1978	-	Consultative/anticipatory – “After-Appearing Injuries”.	1.4.1978
15/1978	-	Anticipatory (see also 30/1977). Effect of contracting-out – GMP comparison – post-retirement marriage – cessation of widow's pension – commutation and allocation restrictions – widow's lump sum benefits – CEPs – deferred pensions – refund restrictions – retirement/death after state pensionable age – reductions in, and restrictions on, transfers (GMP) – amendment to forfeiture – withholding part or return of contributions – assignment – widow's pension (Schedule 10 optants) – refund entitlement diagram – transfer value tables – transfer value examples.	6.4.1978
15/1978 addendum 1	-	Addendum 1: ECON and list of SCONS.	6.4.1978

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15/1978 addendum 2	-	Addendum 2: Clarification of detail of 15/1978 – refunds – deferred pensions – widow's accrued pensions.	6.4.1978
34/1978	1978/1228	<b>The Firemen's Pension Scheme (Amendment) Order 1978</b> Reckonability of service on re-joining brigade; New transfer arrangements (see also 1/1974 and 21/1975); Calculation of transfer values; Further and additional contributions – widow's accrued pension and child's allowance.	1.10.1978
34/1978 addendum	-	Addendum: Inward transfers – no need for previous scheme to be Club or Inland Revenue approved; Amendment to 34/1978 paragraph 15 – operative date of additional and further contributions; Multiplier for annual rate of GMPs and pensions.	-
39/1978	1978/1349	<b>The Firemen's Pension Scheme (Amendment) (No.2) Order 1978</b> Supersedes 15/1978 and 15/1978 Addendum 2: EPB assurance; Conversion of pensions from weekly to annual amounts; Effect of contracting-out on deferred pensions; £5,000 earnings limit on refunds; Assessment of transferred-in service for "split benefits"; Minimum payments in respect of pension; Limitation on reduction of pension; Commutation of trivial pensions; Widow's award where no other award payable; Post-retirement marriage; Widow living apart from husband; Widow's accrued pension – less than 5 years' service; Limits on commutation and allocation; Withdrawal of pension; Limit on recovery of debt/voluntary authorisation; Assignment to dependants; GMP liability; Reduction of gratuity where GMP paid; Reductions of, and limitations on, transfer values in respect of GMP; Widow's requisite benefits; Effect of contracting-out on Schedule 10 widows; Examples of transfer value calculations; Suggested explanatory notes for firefighters.	6.10.1978
40/1978	1978/1577	<b>The Firemen's Pension Scheme (Amendment) (No.3) Order 1978</b> Pensions Increase 1978: Increase in flat rate pensions; Advance notice that PI 1979 will be as prescribed in section 59 of the Social Security Pensions Act 1975.	1.12.1978
45/1978	-	Commutation Tables.	1.11.1978
9/1979	-	Public Sector Transfer Arrangements – revisions of Club Scheme list: Inclusion of Armed Forces Pension Scheme.	-
16/1979	-	Counting of War Service in the Palestine Police Force (see also 28/1975).	-
22/1979	1979/407	<b>The Firemen's Pension Scheme (Amendment) Order 1979</b> Interest on transfer values – interest factors – examples.	1.5.1979
26/1979	-	Appeals to Crown Court – time limit ; Commutation – definition of "Age next birthday"	-

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31/1979	-	Police and Firemen's Pension Schemes Pensions (Increase) Act 1971 as amended – changes to PI arrangements in 1979 (see also 40/1978); Advice on section 8(2)(a) of the 1971 Act (PI and averaging period); PI on commuted lump sums; War Service – withdrawal of advice (see 16/1979) to pay interest on Palestine Police Force War Service lump sum.	-
32/1979	1979/855	<b>The Firemen's Pension Scheme (Amendment) (No. 2) Order 1979</b> Implementation of "after appearing injuries" (see 10/1978); Death in service (not injury) – widow's right to choose current Firemen's Pension Scheme Order pension or smaller pension plus lump sum; Death in Service (injury) – widow to receive additional lump sum; Examples of calculation of widow's pension and lump sum.	20.8.1979
34/1979	1979/1286	<b>The Firemen's Pension Scheme (Amendment) (No. 3) Order 1979</b> Pensions Increase – new arrangement (see 31/1979): Reduction by GMP before PI assessed; Increase in flat-rate pensions.	12.11.1979
35/1979	1979/1360	<b>The Firemen's Pension Scheme (War Service) Order 1979</b> Explanation of Order (see anticipatory circular 28/1975); Examples.	1.12.1979
8/1980	1980/273	<b>The Firemen's Pension Scheme (Amendment) Order 1980</b> Relaxation of £5,000 earnings limit on refunds; End of flat rate National Insurance modification; Reckonability of service during paid suspension; Amendments to calculation of widow's accrued pension; Amendments to list of Club Schemes.	1.4.1980
20/1980	-	Simplified system for payment of Central Service transfer values; Information which may be obtained direct from Government Actuary's Department; Changes in the Club Scheme list; Expanded explanation of calculation of post-retirement marriage widow's pension.	-
21/1980	1980/1587	<b>The Firemen's Pension Scheme (Amendment) (No.2) Order 1980</b> Notional pay – 1.10 1978 to 30.6.1979 for chief fire officer, and assistant chief fire officer – 7.11.1978 to 6.11.1979 for all ranks up to and including senior divisional officer.	1.12.1980
22/1980	1980/1615	<b>The Firemen's Pension Scheme (Amendment) (No.3) Order 1980</b> Pensions Increase: Amendment to flat rate pensions – to be increased automatically under section 59 of the Social Security Pensions Act 1975; Increase in certain lump sums on attaining age 55.	24.11.1980
3/1982	1982/114	<b>The Firemen's Pension Scheme (Amendment) Order 1982</b> Government Actuary's Department factors for converting disablement gratuities to annuities; Examples; Notional pay – 1.7.1979 to 31.12.1980 for chief fire officer and assistant chief fire officer.	8.3.1982
23/1982	-	Commutation and Annuity Equivalent Tables: Examples	1.1.1983

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CIRCULAR	SI	TITLE (SI) CONTENT (CIRCULAR)	CAME INTO FORCE
4/1983	1983/614	<b>The Firemen's Pension Scheme (Amendment) Order 1983</b> Pension contribution rate amendment.	1.5.1983
16/1983	1983/1409	<b>The Firemen's Pension Scheme (Amendment) (No.2) Order 1983</b> Removal of upper age limit for child's pension and raising of normal age limit; Amendment to various references to enable application to children of female firefighters; Vocational training of children which is remunerated; Disabled children; Examples of calculation of children's pensions where remunerated vocational training.	10.10.1983
17/1983	-	Pensions Increase (Review) Order 1983; HM Treasury Memorandum of Instructions to authorities paying Public Service Pensions; Annuity equivalent of disablement gratuities – explanatory notes (see 23/1982); Revised list of Club schemes (supersedes 9/1979 and subsequent amendments); Information which may be obtained from the Government Actuary's Department (see also 20/1980).	-
2/1984	-	"Collection and use of statistical data" – submission of statistical information on an annual basis to the Government Actuary's Department by 16 selected fire authorities; Statistics to be used for actuarial, costing and budgeting purposes in relation to the Pension Scheme.	-
8/1984	-	Pensions Increase (Review) Order 1984; Amendments to HM Treasury Memorandum of Instructions to authorities paying public service pensions; Annuity equivalent of disablement gratuities; Pensions Increase; Clarification of 23/1982 (see also 17/1983); Child allowances – cessation of full-time education and payment of allowances during final school holidays; Amendments to Club Scheme list.	-
7/1986	1985/318	<b>The Firemen's Pension Scheme (Amendment) Order 1985</b> Equal access to benefits for widowers	1.5.1985
11/1985	-	Pensions Increase (Review) Order 1985; Payments due to deceased persons which may be made without probate – increased from £1,500 to £5,000 – authority to pay in advance of amendment to FPSO: Annuity equivalent of disablement gratuities – guidance on late payment.	-
2/1986	-	Social Security Act 1985 – revised interchange arrangements and Section 32 Buy-Out Bonds.	-
5/1986	-	Pensions Increase (Review) Order 1986; Amendments to Club Scheme list.	-

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7/1986	1986/1663	<b>The Firemen's Pension Scheme (War Service) Transferees) Order 1986</b> War Service (Transferees) guidance and specimen letter to those who may be affected; Widower's pensions – guidance on SI 1985/318; Retained firefighters' right of appeal – administrative procedure where dismissal on medical grounds but no entitlement to benefit under Firefighters' Pension Scheme.	5.11.1986
1/1987	-	Pensions Increase (Review) Order 1987; Amendments to Club scheme list.	-
5/1987	1987/1302	<b>The Firemen's Pension Scheme (Amendment) Order 1987</b> Purchase of increased benefits.	1.10.1987
3/1988	-	Pensions Increase (Review) Order 1988; Social Security Act 1986 – the effect on the FPS/proposed changes – action may be taken in anticipation of legislation; Deferred pension/refunds – entitlement to preservation of benefits after 2 years (previously 5) and refund ban after 2 years (previously 5); Right of firefighter to opt out of FPS – effect – personal pensions – transfers – injury benefits; Right to opt back into FPS.	-
4/1988	-	Social Security Act 1986 – right to opt back into Scheme; Requests for fire authorities to record statistics of optants; Refunds of contributions – increase in tax from 10% to 20%.	-
8/1988	-	Revised public sector transfer arrangements from 6.4.1988 – cash equivalent transfers – examples; medical advice to fire authority – to avoid suggestion of bias, recommendation to use alternative medical practitioner for review of successful appeal against original opinion that unfit for duty.	-
12/1988	-	Factors to be used in incoming transfers – clarification of current position of brigade to brigade transfers (continue Firemen's Pension Scheme Order rules) and Central Service transfers (net service system – see Circular 20/1980); Amendment to examples given in Circular 8/1988 to reflect method of calculation of firefighter's deferred pension; Reference to FSAVCs – authorities advised that cannot give Inland Revenue certification; Update on in-house AVC negotiations.	-
5/1989	-	Pensions Increase (Review) Order 1989; Action in respect of Retail Price Index; Amendment to flow chart in Appendix 3 of Circular 2/1986 (transfers); Request for statistics of firefighters opting in and out of the FPS (see Circular 4/1988).	-

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8/1989	1989/731	<b>The Firemen's Pension Scheme (Amendment) Order 1989</b> Increase in child's benefits from 12.5% to 18.75%; Public sector transfer arrangements – amendments to Club scheme list; Advice on transfers – use factors in Circular 8/1988, same factors now for Club and non-Club; Request for opting-out returns; Check list of recent circulars; Clarification of the information to be submitted with medical appeal.	15.6.1989
8/1989	1989/732	<b>The Firemen's Pension Scheme (Amendment) (No.2) Order 1989</b> Application of £60,000 limit on pay; Public sector transfer arrangements – amendments to Club scheme list; Advice on transfers – use factors in Circular 8/1988, same factors now for Club and non-Club; Request for opting-out returns; Check list of recent circulars; Clarification of the information to be submitted with medical appeal.	1.6.1989
4/1990	-	Pensions Increase (Review) Order 1990; Public sector transfer arrangements – amendments to Club scheme list; Additional Voluntary Contributions – guidance.	-
11/1990	1990/1841	<b>The Firemen's Pension Scheme (Amendment) Order 1990</b> Right to elect not to participate in Firemen's Pension Scheme – associated amendments; Reduction in service needed to qualify for personal benefits from 5 years to 2 years; Cancellation of firefighter's ill-health and injury pensions on recovery in relation to optant-out's deferred pension; amendments to interchange arrangement reflecting right to cash equivalent transfer value; Amendment to earnings cap provisions within definition of pensionable pay; Widower's Guaranteed Minimum Pension requirement.	6.4.1988
2/1991	-	Pensions Increase (Review) Order 1991; Continuation of opting-out returns; Amendments to Club scheme list; Further guidance on AVCs and FSAVCs – no need to take commutation into account since prohibited in respect of a pension payable under FSAVCs arrangement.	-
4/1991	1991/1097	<b>The Firemen's Pension Scheme (Amendment) Order 1991</b> Increase in contribution rate to 11%; Introduction of twice final pay death grant.	1.7.1991
2/1992	1991/129	<b>The Firemen's Pension Scheme Order 1992</b> Explanatory circular	1.3.1992
3/1993	-	Pensions Increase (Review) Order; Public sector transfer arrangements – Club schemes; Rights of appeal for retained firefighters – dismissal on medical grounds.	24.3.1993
5/1994	-	Pensions Increase (Review) Order 1994; Persons opting out of the Police and Fire Pension Schemes; Public sector transfer arrangements – Club schemes.	28.2.1994

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<b>CIRCULAR</b>	<b>SI</b>	<b>TITLE (SI) CONTENT (CIRCULAR)</b>	<b>CAME INTO FORCE</b>
1/1995	-	Persons who have opted out of, or failed to join, their occupational pension scheme, as a result of inappropriate advice; Retained firefighters – claims for membership of the FPS.	31.1.1995
4/1995	-	Pensions Increase (Review) Order 1995; Public sector transfer arrangements – Club schemes; Injury awards – sickness benefit and invalidity benefit replaced by incapacity benefit; Correspondence for Finance Division 2; Numbering of Fire Service Circulars.	17.3.1995
9/1995	-	Police and Firefighters' Pensions – transfer value factors.	31.10.1995
3/1996	-	Pensions Increase (Review) Order 1996; Public sector transfer arrangements – Club schemes; Correspondence on FPS.	19.3.1996
10/1996	-	Internal Dispute Resolution Procedures – advance notice – setting up of working group – further details to follow; Disclosure of Information Regulations – advance notice – HO seeking legal advice on adequacy of documentation; Pensions on Divorce – reference to Pensions Act obligations and Green Paper "The Treatment of Pensions on Divorce"; Fire Service Medical Appeals – progress report; Mis-selling of personal pensions – drafting of legislation allowing re-instatement.	30.10.1996
1/1997	-	FPS and Disclosure of Information Regulations – requirements.	21.1.1997
2/1997	-	FPS and Internal Dispute Resolution Procedures – arrangements and suggested format of correspondence	4.2.1997
3/1997	-	Pensions Increase (Review) Order 1997; Determinations by the Pensions Ombudsman – request for fire authorities to submit to Home Office any appeal cases for logging; Public sector transfer arrangements – Club schemes – amendments to Club list; Telephone or written enquiries on FPS matters – Home Office contact names and telephone numbers.	13.3.1997
9/1997	[1997/c52]	<b>The Police and Firemen's Pensions Act 1997</b> Amends the Fire Services Act 1947 to allow the making of Regulations to re-instate in the FPS those who were mis-sold personal pensions.	31.3.1997
8/1997	-	Pension Scheme registration; Re-election arrangements for contracting out of SERPS; Transfer Values; New medical appeal arrangements – Regional Boards of Medical Referees; Mis-selling of personal pensions.	31.7.1997
9/1997	1997/1829	<b>The Firemen's Pensions (Provision of Information) Regulations 1997</b> Mis-selling of personal pensions.	1.9.1997
10/1997	-	Pensions Attachment ("Earmarking") under s166 of the Pensions Act 1995 – guidance for authorities and notes for distribution to firefighters.	16.10.1997

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11/1997	1997/2309	<b>The Firemen's Pension Scheme (Amendment) Order 1997</b> Regional Boards of Medical Referees; Background; Procedures; Regional organisation; Appeal costs; Amendment to FPSO 1992; Amendment to Commentary including model forms.	1.11.1997
14/1997	-	Contracting-out of salary related schemes from the State Earnings Related Pension Scheme – re-election arrangements – notice for distribution to firefighters.	13.11.1997
2/1998	1997/2851	<b>The Firemen's Pension Scheme (Amendment No.2) Order 1997</b> Mis-selling of personal pensions – Home Office guidance – GAD guidance – DSS (COEG) Guidance on NIC rebates; Copy of PSO Update No.21.	29.12.1997
3/1998	-	Pensions Increase (Review) Order 1998; Pensions Levy; Pensions Ombudsman Cases; Case histories and outcome; Public sector transfer arrangements – Club schemes; Telephone or written enquiries on FPS matters – Home Office contact names and telephone numbers for enquiries about the FPS.	12.3.1998
4/1998	-	Revised commutation factors effective from 27 July 1998.	27.7.1998
8/1998	1998/1010	<b>The Firemen's Pension Scheme (Amendment) Order 1998</b> Amendments to reflect cessation of accrual of GMPs from 6 April 1997 and to reflect change in State pensionable age (women equalising with men); Amendments in respect of re-election for contracted-out status of FPS; GMP underpayments – Invalidity Benefit cases – Annex A and B explanatory notes for those affected; Injury Awards – assessment of Degree of Disablement in respect of retained firefighters; Internal Dispute Resolution Procedures – role of Occupational Advisory Service (OPAS); Pensions Ombudsman cases – case history and outcome; Withdrawal of GMP Buy-out; Addendum – Fire Service Circular 4/1998 (correction to commutation table headings and details).	11.5.1998 (SI). 10.12.1998 (Circular)
1/1999	-	Changed factors for individual cash equivalent transfer values (CETVs) – change to the inflation assumption used for calculating the AMC; GMP underpayments – invalidity benefits cases update – UKSC guidance on compensation payments; Disclosure of Information responsibilities following Scally Judgement in Northern Ireland; Role of Occupational Pensions Advisory Service – change in DSS (DWP) regulations which will affect time of intervention and role to be played by OPAS; Annex – Adjustments for Market Conditions.	21.1.1999
2/1999	-	Pensions Increase (Review) Order 1999 – list of multipliers; Public Sector Transfer Arrangements – amendments to list of Club schemes; Contact names and telephone numbers for enquiries about the FPS.	15.3.1999

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3/1999	-	Retained firefighters' claims for membership of the Firemen's Pension Scheme – Applications to Industrial Tribunals; GMP notifications – delays due to problems with the Contributions Agency NIRS2 Computer System; Contracting-out of Salary Related Schemes from SERPS – re-election arrangements – new contracting-out certificate.	21.4.1999
5/1999	-	Medical appeals – changes to procedures – fire authorities should submit assessment of degree of disablement with case papers to Home Office – fire authorities and appellants must inform the Boards, in advance, of the persons likely to attend the appeal interview – changes to medical certificates; Retained firefighters – medical appeals where extra-statutory will be handled as if statutory; Statistics and results of questionnaires issued by Boards.	25.5.1999
11/1999	-	Medical appeals – new procedure for obtaining medical records required by the Regional Board of Medical Referees; Proposals for a National Retirement Pension Scheme for retained firefighters and the implications of the stakeholder pension proposals in the Government's Green Paper "A New Contract for Welfare: Partnership in Pensions "; Guaranteed Minimum Pensions (GMP) notifications – delays due to problems with the National Insurance Recording System 2 (NIRS2).	16.11.1999
2/2000	-	Pensions Increase (Review) Order 2000; Pensions Increase guidance – HM Treasury; Mis-selling of Personal Pensions – FSAVCs; Internal Dispute Resolution Procedures – applicants to be informed that OPAS can assist at <u>any</u> stage; Payment of fees to GAD – GAD will charge a fee for actuarial calculations, e.g., for Rules E7 and G6 to G8; Contact names and addresses within the Fire Policy Unit.	28.2.2000
5/2000	-	Amendment to the Commentary; Rules A9 and A11 – qualifying injury and injury awards.	3.5.2000
15/2000	-	Advance notice of pension sharing on divorce; Correction to FSC 5/2000 – Bradley case should be 1994 not 1992 – amendment to page A9-1 of the Commentary.	2.10.2000
17/2000	-	Regional Boards of Medical Referees – 2 year extension to contract with BUPA – new terms for default arrangements for BUPA – increase in costs and details – changes in time limits for giving of notice and reporting of cases – postponement charges.	27.10.2000
19/2000	-	Revised Pensions Increase booklet produced by HM Treasury and available for purchase for distribution to pensioners; Revised Ministerial Direction under section 59A of the Social Security Pensions Act 1975	27.10.2000



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5/2001	-	Revised CETV factors for those entitled to immediate payment of benefits at the date of calculation; Fully revised list of Club Schemes; Draft Pensions Increase (Review) Order 2001; Inland Revenue Contracted-out Employment Group Newsletter (includes details of necessary action on divorce); FSAVCs headroom checking – additional information; Fire Policy Unit contact names, addresses and telephone numbers.	7.10.2001 (CETV factors 12.3.2001)
6/2001	-	Request for ill-health statistics in relation to work being undertaken by the Implementation Task Group in respect of "Fit for Duty" report of HM Inspectorate and HM Treasury "Review of Ill-Health Retirement in the Public Sector".	9.3.2001
15/2001	-	Pensions for retained firefighters – suspension of work on voluntary national GPP pending outcome of employment tribunals – HO legal adviser's view that retained firefighters have access to an occupational pension scheme (injury provisions of FPS) and so, for purposes of stakeholder pension legislation, a fire authority does not have to provide a stakeholder pension; HM Treasury guidance on the operation of Pensions Increase; Further guidance on revised CETV factors (see FSC 5/2001); Public Sector transfer arrangements – Club Schemes, details of website giving list of participating employers; Qualification in Public Sector Pensions – details of new PMI qualifications; Contracted-Out Employments Group – details of website for regular newsletters.	3.8.2001
17/2001 (see 2001/3691)	-	Pension sharing on divorce – general guidance; advance issue of Annexe 14 of the Commentary on the Firefighters' Pension Scheme – for the firefighter, guidance note – for the fire authority, administrative procedures, model forms, model letters, GAD guidance.	8.8.2001
18/2001	-	Stakeholder pensions for retained firefighters – advice from the Department for Work and Pensions.	17.9.2001
-	2001/3649	<b>The Financial Services and Markets Act 2000 (Consequential Amendments and Repeals) Order 2001</b> Amends Rule F6A (Previous service reckonable following actionable loss) and The Firemen's Pensions (Provision of Information) Regulations 1997 (provision of information in mis-selling cases) to include references to the Finances and Markets Act 2000.	1.12.2001
20/2001	2001/3691	<b>The Firemen's Pension Scheme (Pension Sharing) Order 2001</b> Amendment to GAD guidance notes.	1.12.2001

**ANNEXE 2**

**Firemen's Pension Scheme Orders, Firemen's Pension Regulations  
and Fire Service Circulars issued since 1 July 1973**

CIRCULAR	SI	TITLE (SI) CONTENT (CIRCULAR)	CAME INTO FORCE
2/2002	-	Revised version of the on-line Commentary on the Firefighters' Pension Scheme; Crown Court judgement in respect of assessment of degree of disability for an injury award – Brigade Medical Officer may advise on medical issues only, the Fire Authority must assess on non-medical issues; Fire Authorities asked to notify Fire Policy Division promptly in the event of an appeal going to Crown Court under Rule H3; Electronic version of circulars available, may eventually appear on DTLR website; Contact names, addresses and telephone numbers.	13.3.2002
3/2002	-	Pensions Increase (Review) Order 2002; Change of e-mail addresses for Fire Policy Division; Contact names, addresses and telephone numbers.	5.4.2002
14/2002	-	Regional Boards of Medical Referees – following Crown Court judgement referred to in FSC 2/2002 Boards will be asked only to consider medical issues, they will not be <u>prohibited</u> from considering the non-medical aspect of a case but fire authorities will not be bound by conclusions on non-medical aspects; In future there should be a clear distinction between the medical issues to be considered by a fire authority's medical adviser and the non-medical issues e.g. skills and qualifications, which should be considered by the fire authority; new model Medical Certificates A, B and G and Assessment Form (Degree of Disablement); List of amendments made to Commentary; Transfer of Fire Policy Division with effect from end of May 2002 to Office of Deputy Prime Minister – new address; contact names and phone numbers at ODPM.	20.10.2002
2/2003	-	Pensions Increase (Review) Order 2003; Contact names, addresses and telephone numbers.	17.1.2003
3/2003	-	Introduction of requirement for independent qualified medical practitioner for medical opinions under Rule H1; Test of "permanently disabled" to be interpreted as "incapable until the normal date of retirement".	17.1.2003
4/2003	-	Regional Boards of Medical Referees – new contract awarded to BUPA Wellness; Amendments to administrative procedures and forms.	17.1.2003
5/2003	-	Reserve Forces Service Leave – notes for issue to regular firefighters called up for the Reserve Forces.	4.2.2003
9/2003	-	Consultation on amendments to FPS; New ODPM website address for the Commentary; Amendments to Commentary since December 2002; Contact names, addresses and telephone numbers.	17.7.2003
12/2003	-	Commonly asked questions about changes to firefighters' pension arrangements; Contact names, addresses and telephone numbers.	9.9.2003
5/2004	-	Pensions Increase (Review) Order 2004; Proposed amendments to the FPS;	16.2.2004

(Amended 13.9.2004)

**Annexe 2-14**

**ANNEXE 2**

**Firemen's Pension Scheme Orders, Firemen's Pension Regulations  
and Fire Service Circulars issued since 1 July 1973**

CIRCULAR	SI	TITLE (SI) CONTENT (CIRCULAR)	CAME INTO FORCE
14/2004	-	Update on new pension arrangements; Proposed amendments to the FPS; Employment of regular firefighters as retained firefighters – pension implications; Contact names, addresses, telephone numbers and e-mail addresses	30.4.2004
-	2004 Chapter 21	<b>The Fire and Rescue Services Act 2004</b> The Act repeals the Fire Services Act 1947. Part 4 – Employment (sections 32 to 37), deals with employment by fire and rescue authorities, in particular the creation of negotiating bodies to determine the terms and conditions of employees, and pension schemes. Section 34 gives the Secretary of State power to bring into operation one or more schemes making provision for payment of pensions, allowances and gratuities to or in respect of persons who are or have been employed by a fire and rescue authority or by a Scottish authority. It also makes provision for persons who die or have died while so employed. Section 35 sets out the circumstances in which the authority may provide information, etc. in connection with "mis-selling". Section 36 preserves the existing scheme established under section 26 of the Fire Services Act 1947 despite the repeal of that section of the Act. It also allows for a new name for the scheme.	Royal Assent 22.7.2004
21/2004	-	Management of medical appeals, including new forms; Key Learnings provided by BUPA Wellness based on appeal experience; Details of two Pensions Ombudsman cases: (a) authority's delay in submitting firefighter's notice of appeal: (b) secondary employment to be disregarded in assessing to what extent earnings capacity is affected.	11.8.2004
	2004/2304 (C.100)	<b>The Fire and Rescue Services Act 2004 (Commencement) (England and Scotland) Order 2004</b> Brings section 21 (Fire and Rescue National Framework) and section 36 (preservation of existing pension scheme) of the 2004 Act into force on 7 September 2004. Other parts of the Act not already in force come into force on 1 October 2004.	6.9.2004
30/2004	2004/1912	<b>The Firemen's Pension Scheme (Amendment) Order 2004</b> Part-time provisions; Maternity, paternity, adoption leave; Change in definition of "regular firefighter"; Medical Appeal Boards may decide non-medical issues of questions in Rule H1(2); Authority may require appellant to meet cost of late cancellation; Amendments to allocation; Widow(er)'s ordinary pension entitlement after 2 years; Restoration of 13-week payment following death of retained firefighter; Restoration of child's pension for servicemen; Removal of discretion and test of dependency for child of a female under Rules J3 and J4; Payment of a widow(er)'s pension disregarded during service as a firefighter under Rule K1; Child can receive pension in respect of both firefighter parents; Timing of lump sum payment for "purchase".	13.9.2004  Circular 1.9.2004
30/2004 explanatory letter	-	ODPM letter adding additional guidance on content of FSC 30/2004	6.9.2004

**ANNEXE 2**

**Firemen's Pension Scheme Orders, Firemen's Pension Regulations  
and Fire Service Circulars issued since 1 July 1973**

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CIRCULAR	SI	TITLE (SI) CONTENT (CIRCULAR)	CAME INTO FORCE
-	2004/2306	<b>The Firefighters' Pension Scheme (England and Scotland) Order 2004</b> Provides for the Firemen's Pension Scheme established under s26 of the Fire Services Act 1947 to continue in force despite repeal of that section, and provides for the name of the Scheme to be changed to the "Firefighters' Pension Scheme".	1.10.2004
44/2004	-	Review of Pension Arrangements for Firefighters – covers publication of two consultation documents: (a) Government proposals for a New Firefighters' Pension Scheme, (b) Proposals for amendments to the Firefighters' Pension Scheme	13.10.2004
48/2004	-	Review of Pension Arrangements for Firefighters – further Q and A briefing to supplement that provided with FSC 44/2004.	4.11.2004
4/2005	-	Proposals for new financial arrangements for Firefighter Pensions: Circular invites comments. Also requests up-to-date data regarding current payroll for active firefighter, the number of firefighters in the pension scheme leaving each FRA in 2003/4 and estimates for 2004/05 and 2005/06.	8.2.2005
9/2005	-	Changes to Commentary (Rule H2) following revised guidance in FSC 21/2004 with revised medical certificates for use by the Service and Independent Qualified Medical Advisers and a revised consent for completion by the appellant: Also advises on pensionable pay, Pensions Increase (Review) Order 2005 and injury awards and apportionment.	8.3.2005
9/2005 explanatory letter	-	ODPM letter adding additional guidance on content of FSC 9/2005. Need for referral to Independent Qualified Medical Practitioner	13.4.2005
16/2005	-	Disability Discrimination Act – decisions about recruitment and retention must be based on the assessment of the individual against medical and occupational evidence.	4.4.2005