



# Fire and Rescue Services Act 2004

## 2004 CHAPTER 21

### PART 4

#### EMPLOYMENT

##### *Pensions etc*

### 36 Preservation of existing pension scheme

- (1) The Secretary of State may by order provide for the scheme established under section 26 of the Fire Services Act 1947 (c. 41) (Firemen's Pension Scheme) to continue in force despite the repeal by this Act of that section.
- (2) An order under this section may provide for any enactment amended or repealed by this Act to continue in effect in relation to that scheme unmodified or with any modifications specified in the order.
- (3) An order under this section may in particular make new provision for the name of the scheme.
- (4) This section does not affect any other power in this Act to make transitional or transitory provision.

#### **Modifications etc. (not altering text)**

- C1** S. 36(1)-(3) transfer of functions (23.3.2005) by [Scotland Act 1998 \(Transfer of Functions to the Scottish Ministers etc.\) Order 2005 \(S.I. 2005/849\)](#), [art. 1](#), [Sch.](#) (with [art. 6](#))

#### **Commencement Information**

- I1** S. 36 in force at 7.9.2004 for specified purposes except in relation to W. and 1.10.2004 otherwise except in relation to W. by [S.I. 2004/2304](#), [art. 2](#) (with [art. 3](#))
- I2** S. 36 in force at 10.11.2004 for W. by [S.I. 2004/2917](#), [art. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Fire and Rescue Services Act 2004, Section 36.