
STATUTORY INSTRUMENTS

1998 No. 1238

PENSIONS

**The Local Government Pension Scheme
Regulations 1997 (Amendment) Regulations 1998**

<i>Made</i>	- - - -	<i>15th May 1998</i>
<i>Laid before Parliament</i>		<i>22nd May 1998</i>
<i>Coming into force</i>		<i>12th June 1998</i>

**THE LOCAL GOVERNMENT PENSION SCHEME
REGULATIONS 1997 (AMENDMENT) REGULATIONS 1998**

1. Citation and commencement and interpretation
2. Amendment of Regulations
3. General eligibility for membership: employees of Scheme employers etc.
4. Further restrictions on eligibility
5. Excluded membership
6. Meaning of pay
7. Members with lower rate rights
8. Inland Revenue limits on contributions
9. Calculations
10. Final pay
11. Other final pay periods
12. Permanent reductions in pay: certificates of protection of pension benefits
13. Amounts of ill-health pension and grant
14. Other early leavers: deferred retirement benefits and election for early payment
15. Re-employed and rejoining deferred members
16. Death grants
17. Reduction of some surviving spouses' pensions
18. Children's short-term pensions
19. Children's long term pension
20. Power of employing authority to increase total membership of new members
21. Payments to increase total membership
22. Elections to pay AVCs
23. Interest
24. Right to return of contributions

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

25. Exclusion of rights to return of contributions
26. Deduction and recovery of member's contributions
27. Interest on late payment of certain benefits
28. First instance decisions
29. Statements of policy concerning exercise of discretionary functions
30. Statements of policy concerning abatement of retirement pensions in new employment
31. Forfeiture of pension rights after conviction of employment-related offences
32. Members employed by magistrates' courts committees
33. Definitions
34. Revenue Restrictions
35. Right to opt out
Signature

SCHEDULE — AMENDMENT TO SCHEDULE 4

1. For “final pay” wherever those words appear substitute “final remuneration”....
2. For “his total membership”, “the total membership” and “the member’s...”
3. In paragraph 1(1), in the definition of “Class B member”,...
4. In paragraph 1(2)– (a) for “is a retained rights member”...
5. In paragraph 1(3)– (a) for “relevant benefits” substitute “retained rights”;...
6. In paragraph 1, insert after sub-paragraph (3)–
7. In paragraph 1, add at the end–
8. In paragraph 2(1), for “Parts II and III” substitute “these...”
9. Delete sub-paragraph (2) of paragraph 2.
10. After paragraph 2(3) insert– (3A) Subject to sub-paragraph (3), the...
11. In paragraph 2(4), for “one sixtieth of the member’s final...”
12. In paragraph 2, for sub-paragraph (5) substitute–
13. In paragraph 2(6), after (3) insert “(3A),”.
14. In paragraph 2, insert after sub-paragraph (7)–
15. In paragraph 2(8), for “three eightieths of the member’s final...”
16. In paragraph 2(9), for “four times his final pay” substitute...
17. In paragraph 2(10), for “The total membership taken into account”...
18. In paragraph 2, for sub-paragraph (11) substitute–
19. In paragraph 3, for “Parts II and III” substitute “these...”
20. In paragraph 4 for sub-paragraph (1) substitute–
21. In paragraph 4(2), for “one sixtieth of the member’s final...”
22. In paragraph 4(3)– (a) before the number “31” insert “26...”
23. Delete paragraph 4(4).
24. In paragraph 4(5)– (a) for paragraph (a) substitute–
25. In paragraph 4 insert as sub-paragraphs (8) and (9)–
26. For paragraph 5, substitute– (1) Subject to sub-paragraph (3), the aggregate benefit payable by...
27. In paragraph 6, for sub-paragraph (1) substitute–
28. In paragraph 7(1), after “regulations 12, 17 and 18” insert...
29. In paragraph 8(2)(b), for “he was aged 65” substitute “his...”
30. In paragraph 8(3), for “retained benefits” substitute “retained rights”.
31. In paragraph 8(4)(b), after “retirement grant” insert “or, in the...”
32. In paragraph 8(5), for “relevant benefits” substitute “retained rights”.

33. In paragraph 9(5)– (a) for “paragraph 1(3)(a)” substitute “paragraphs 1(3)(a)...

Explanatory Note