
STATUTORY INSTRUMENTS

2009 No. 1485

The European Parliament (Pay and Pensions) Regulations 2009

Amendment of the European Parliament (Pay and Pensions) Act 1979

- 2.—(1) The European Parliament (Pay and Pensions) Act 1979(1) is amended as follows.
- (2) In section 1 (salaries of Representatives), after subsection (5) insert —
- “(6) This section does not apply on or after 14 July 2009, except in relation to a Representative who is an opted-out Representative.
- (7) An “opted-out Representative” is a Representative who exercises the option conferred by Article 25 of the Statute for Members of the European Parliament (European Parliament Decision [2005/684/EC](#), Euratom) (existing Representatives may opt out of new arrangements for remuneration from 14 July 2009).”.
- (3) Omit section 2 (allowances).
- (4) In section 3 (resettlement grants to persons ceasing to be Representatives), after subsection (4) insert —
- “(5) This section does not apply after 14 July 2009, except in relation to a Representative who is an opted-out Representative.”.
- (5) In section 3A(1) (power to amend section 3), before the words “ceasing to be Representatives”, insert “to whom it applies or applied”, wherever they appear.
- (6) In section 4 (pensions), after subsection (3) insert —
- “(3A) An order under this section shall not make provision for any period of service as a Representative on or after 14 July 2009 to be taken into account for pension purposes, except in relation to a Representative who is an opted-out Representative.”.
- (7) Omit section 7(3)(a) (expenses relating to section 2).
- (8) In section 8(1) (interpretation) insert in the relevant place—
- ““opted-out Representative” has the meaning given by section 1(7);”.
- (9) In section 8(2) (orders) omit the words “, unless made under section 2,”.

(1) [1979 c.50](#); section 1(3) was amended by the European Communities (Amendment) Act [1986 \(c.58\)](#), section 3; section 2(1) was amended by [S.I. 2003/2922](#); section 3 was substituted by [S.I. 1994/1663](#) and further amended by the European Parliamentary Elections Act [1999 \(c.1\)](#), section 3(2) and Schedule 3, paragraph 2(2), the amendment was continued by the European Parliamentary Elections Act [2002 \(c.24\)](#), section 15 and Schedule 3, paragraph 4(a); section 3A was inserted by the Parliamentary Pensions etc. Act [1984 \(c.52\)](#), section 14 and further amended by [S.I. 2003/2922](#); section 4 was amended by [S.I. 2003/2922](#); section 7(3) was amended by [S.I. 2003/2922](#); there are other amendments but none is relevant.