

TECHNICAL BULLETIN

NO.19

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TO ALL EMPLOYERS WITH MEMBERS IN THE LOCAL GOVERNMENT PENSION SCHEME. PLEASE ENSURE COPIES ARE PASSED TO RELEVANT STAFF.

The Local Government Pension Scheme (Scotland) Amendment (No. 3) Regulations 2006 (SSI/2006/514)

These regulations came into force on 1 December 2006. They can be accessed at the following link, <http://www.opsi.gov.uk/legislation/scotland/ssi2006/20060514.htm>

The new regulations remove the 85 year rule from the Scheme from 1 December 2006, in order to comply with the EC Directive regarding age discrimination. The regulations also provide transitional protection to existing members who will be 60 years of age by 31 March 2020. The regulations will have the following effect:

- Existing scheme members at 30 November 2006 who will not be 60 by 31 March 2020 would continue to accrue service under the 85 year rule until 31 March 2008.
- Existing scheme members at 30 November 2006 who will be 60 by 31 March 2020 and satisfy the 85 year rule would continue to accrue service under the 85 year rule until 31 March 2020.
- The regulation changes will not affect an employee who will have less than 20 years service by age 65 (Full time equivalent service in respect of part-time employees).

The normal retirement age for all new members joining the scheme from 1 December 2006 is 65 and benefits taken before this age will be actuarially reduced.

Actuarial reduction is not applicable to retirement on grounds of Redundancy, Efficiency or Ill Health.

These regulations also introduce a number of other changes to ensure compliance with age discrimination legislation.

If you wish to discuss this issue please contact your appointed liaison officer. Alternatively you can contact either Tom Hammond on 0141 287 7441 or Sarah Mallon on 0141 287 7348 with any questions you may have.