

Derivation Table of LGPS (S) Benefit Regulations June 2008

Annex B

Reg no in 2008 Regulations	Title in draft regs.	Reg no. in 1998 Regulations	Title in 1998 regs.
3	Active Members	3-7 (Ch 1 of Pt II), 128, 129 (Ch 1 of Pt V) and Schedule 2	Chapter 1 of Part II – Membership Chapter 1 of Part V – Eligibility Schedule 2 – Scheme employers
4	Contributions payable by active members	11	Members' contributions
5	Meaning of "pensionable pay"	12	Meaning of "pay"
6	Benefits	18	General qualification for benefits
7	Periods of membership	8	Periods of membership: "total membership"
8	Calculation of length of periods of membership	10	Length of period of membership: calculation of benefit
9	Final pay: general	20(1)-(5)	Final pay
10	Final pay: reserve forces, maternity leave etc.	20(6)-(7), (9), (10)	Final pay
11	Final pay: fees	21	Other final pay periods
12	Power of employing authority to increase total membership of active members	51	Power of employing authority to increase total membership
13	Power of employing authority to award additional pension - [this provision – awarding pension -is new. There used to be a provision in the LGPS – old reg 52 - allowing the award to new members of additional years of service, but it has been removed from the existing scheme]	N/A	-
14	Election in respect of additional pension [once again, purchase of additional pension	N/A	-

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	is a new concept, different from purchase of added years, which is now defunct]		
15	Elections to pay AVCs	59	Elections to pay AVCs
16	Retirement benefits	24	Normal retirement
17	Retirement after the normal retirement date	24A	Retirement after age 65
18	Flexible retirement	34(1A)	Requirements as to time of payment
19	Early leavers: business efficiency and redundancy	30	Other early leavers: deferred retirement benefits and elections for early payment
20	Early leavers: ill-health	30	ditto
21	Election for lump sum in lieu of pension	58	Election for lump sum in lieu of pension
22	Limit on total amount of benefits	-	-
23	Death grants: active members	37	Death grants
24	Survivor benefits: active members	39 40	Surviving spouse's or civil partner's short-term and long term pensions.
25	Meaning of "nominated cohabiting partner" New Regulation	N/A	-
26	Meaning of "eligible child"	43	Meaning of "eligible child"
27	Children's pensions	44 45	Children's short-term pensions Children's long-term pensions
28	Children's pensions: active members	45	Children's long-term pensions
29	Calculation on leaving early New	N/A	-

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	Regulation		
30	Choice of early payment of pension	30	Other early leavers {etc.}
31	Early payment of pension: ill-health	30	Other early leavers {etc.}
32	Death grants: deferred members	37	Death grants
33	Survivor benefits: deferred members	40	Surviving spouse's or civil partner's long term pension
34	Children's pensions: deferred members	45	Children's long-term pensions
35	Death grants: pensioner members	37	Death grants
36	Survivor benefits: pensioners	40	Surviving spouse's or civil partner's long-term pension
37	Children's pensions: pensioner members	45	Children's long-term pensions
38	Pensions increases under the Pensions (Increase) Acts	90	Pensions increases {etc.}
39	Commutation: small pensions	48	Commutation: small pensions
40	Commutation: exceptional ill-health	49	Commutation: exceptional ill-health
41	Guidance on future costs New Regulation	N/A	-
42	Pension Debit	19A	
43	No double entitlement	33	