
SCOTTISH STATUTORY INSTRUMENTS

2013 No.

FIRE SERVICES

**The Firefighters’ Compensation Scheme (Scotland) Amendment
Order 2013**

<i>Made</i>	- - - -	2013
<i>Laid before the Scottish Parliament</i>		April 2013
<i>Coming into force</i>	- -	May 2013

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 34(1) to (4) and 60(2) of the Fire and Rescue Services Act 2004(a) and all other powers enabling them to do so.

In accordance with section 34(5) of that Act they have consulted with such persons as they considered appropriate.

Citation, commencement and effect

1.—(1) This Order may be cited as the Firefighters’ Compensation Scheme (Scotland) Amendment Order 2013.

(2) This Order comes into force on May 2013 and, subject to paragraph (3), has retrospective effect from 1st April 2013.

(3) Article 3 has effect from 1st October 2012.

Amendment of the Firefighters’ Compensation Scheme (Scotland) Order 2006

2. Schedule 1 to the Firefighters’ Compensation Scheme (Scotland) Order 2006(b) is amended as follows.

Part 1

3. In rule 2(1) of Part 1 (interpretation), in the definition of “fire and rescue authority” at the end insert “or the Scottish Fire and Rescue Service”.

4. In rule 4(2) of Part 1 (application to temporary employment), for sub-paragraph (b) substitute—

“(b) as a Chief Inspector, Inspector or Assistant Inspector appointed, or taken to have been appointed, under section 43A of the 2005 Act(c);”.

(a) 2004 c.21; The functions of the Secretary of State as regards Scotland were transferred to the Scottish Ministers by virtue of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc) Order 2005 (S.I. 2005/849).
(b) S.S.I. 2006/338.
(c) Section 43A was inserted by section 119 of the Police and Fire Reform (Scotland) Act 2012 (asp 8).

Part 8

5. In rule 1(5)(b) of Part 8 (award to employee not a regular or retained firefighter), omit “other”.

Part 10

6. In rule 1 of Part 10 (authorities responsible for payment of awards)—

(a) in paragraph (1)—

(i) for “Subject to paragraph (2), an”, substitute “An”; and

(ii) for the words from “the authority” to the end, substitute “the Scottish Fire and Rescue Service”; and

(b) omit paragraphs (2) and (3).

7. In rule 3 of Part 10 (prevention of duplication), omit paragraph (5).

8. In rule 4(2) of Part 10 (prevention of duplication: other injury awards), omit from “(whether” to “authorities)”.

A member of the Scottish Government

St Andrew’s House,
Edinburgh

2013

EXPLANATORY NOTE

(This note is not part of the Order)