



SCOTTISH PUBLIC PENSIONS AGENCY

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Your ref:
Our ref:NHS/01/01/08

17 August 2004

Addressees as listed below

Dear colleague

The National Health Service (Superannuation Scheme, Injury Benefit Scheme and Compensation for Premature Retirement) Amendment Regulations 2004

I enclose a copy of draft regulations which will amend The National Health Service Superannuation Scheme (Scotland) Regulations 1995, The National Health Service (Scotland) (Injury Benefits) Regulations 1998 and the National Health Service (Compensation for Premature Retirement) (Scotland) Regulations 2003.

These amendments will legislate for the improved pensions package agreed as part of the new contract for the provision of general medical services. In particular-

- The definitions of all practitioners will be amended;
- The definition of pensionable earnings will be extended to include all NHS work carried out under a contract for services with an NHS employing authority;
- Certain not for profit organisations who provide NHS out of hours services will be able to participate in the superannuation scheme;
- The superannuation scheme and injury benefit scheme will be extended to non-clinical partners in a practice; and
- They will take account of the ending of medical pilot schemes.

These amendment regulations also provide that the Scottish Ministers may direct that a widow, widower or other dependant forfeit some or all of the benefits paid in respect of a superannuation scheme member, should they be convicted of the unlawful killing of that member.

These amendment regulations also provide for the dissolution of NHS Trusts and make minor and consequential amendments.

The explanatory note attached to the Regulations gives more detailed information on the individual regulations.



As some of the provisions included in these Regulations will be retrospective to 1st April 2004, it is the intention to bring them into force at the earliest possible date. The Consultation period is therefore restricted and I would be grateful if you could let me have your comments by **30th July 2004**.

Unless specifically asked to treat a response as confidential, the Agency may wish to publish in due course responses to this consultation or deposit them in the libraries of the Scottish Executive or the Houses of Parliament. All responses will be included in any statistical summary of the number of responses or comments received and views expressed.

Yours faithfully

Sharon Liptrott

Sharon Liptrott (Mrs)
Policy Officer
NHSSS

Addressees

Chief Executives NHS Boards
Scottish Consultative Group on Pensions
SPPA Technical Working Group
BMA
General Whitley Council
BDA
AEEU
CSEU
UCATT
MSF – Amicus
Royal College of Nursing
Royal College of Midwives
Scottish Division Royal College of Psychiatrists
Scottish General Practitioners Committee
Institute of Health Service Management
Scottish Practice Nurse Association
HD - Directorate of Primary Care
HD - Directorate of Human Resources
Home Office, Police and Firemen's Pension Schemes
DHSSPS, Northern Ireland
NHS Pensions Agency
NHS Pensions Agency (Policy)
DfES
ODPM and DfT
Women's National Committee
HM Treasury
Savings, Pensions, Share Schemes Inland Revenue
SE – Finance
OSSE
SPPA

SLAB

