



Statutory Document No. 106/00

THE VILLA MARINA ACT 1999

**THE VILLA MARINA (SUPERANNUATION) SCHEME 2000**

*Coming into operation*                      16 March                      2000

In exercise of the powers conferred on the Civil Service Commission by paragraph 2(1) of Schedule 2 to the Villa Marina Act 1999<sup>1</sup>, and of all other enabling powers, and after consulting the bodies referred to in paragraph 2(3) of that Schedule, the following Scheme is hereby made:—

**1. Citation, commencement and interpretation**

(1) This Scheme may be cited as the Villa Marina (Superannuation) Scheme 2000 and shall come into operation on the 16 March 2000.

(2) In this Scheme —

"the Commission" means the Civil Service Commission;

"the Department" means the Department of Tourism and Leisure;

"the Department staff scheme" means the Gaiety Theatre and Summerland Superannuation Scheme 1998<sup>2</sup>;

"the local government pension scheme" means the occupational pension scheme constituted by the Local Government Pension Scheme Regulations 1995<sup>3</sup>, as they have effect in the Island<sup>4</sup>;

"the manual workers' scheme" means the Manual Workers Superannuation Scheme 1977<sup>5</sup>;

"transferred staff" means persons referred to in paragraph 1 of Schedule 2 to the Villa Marina Act 1999 (transfer of staff).

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<sup>1</sup> 1999 c.13<sup>1</sup>

<sup>2</sup> SD 113/98

<sup>3</sup> SI 1995/1019

<sup>4</sup> SD 396/96

<sup>5</sup> GC 147/77

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## **2. Election by former Corporation staff**

(1) This paragraph applies to transferred staff who immediately before the appointed day —

(a) were employed by Douglas Corporation in an administrative, technical, professional or clerical capacity, and

(b) were members of the local government pension scheme.

(2) Within one month after the coming into operation of this Scheme the Civil Service Commission shall give each person to whom this paragraph applies notice in writing requesting him to notify the Commission in writing, not later than such date as is specified in the notice, whether he wishes —

(a) to remain a member of the local government pension scheme, or

(b) to be a member of the Department staff scheme.

(3) The date specified in a notice under sub-paragraph (2) shall not be earlier than 6 months after the date on which the notice is given.

(4) Where a person to whom this paragraph applies notifies the Commission on or before the date specified in the notice under sub-paragraph (2) that he wishes to become a member of the Department staff scheme, he shall be deemed to have become a member of that scheme on the 14th March 2000.

(5) Paragraph 4 (medical examination) of the Department staff scheme shall not apply in the case of a person to whom this paragraph applies.

(6) Where sub-paragraph (4) does not apply, a person to whom this paragraph applies shall remain a member of the local government pension scheme.

## **3. Election by former Corporation manual workers**

(1) This paragraph applies to transferred staff who immediately before the appointed day —

(a) were employed by Douglas Corporation otherwise than in an administrative, technical, professional or clerical capacity, and

(b) were members of the local government pension scheme.

(2) Within one month after the coming into operation of this Scheme the Civil Service Commission shall give each person to whom this paragraph applies notice in writing requesting him to notify the Commission in writing, not later than such date as is specified in the notice, whether he wishes —

(a) to remain a member of the local government pension scheme, or

(b) to be a member of the manual workers' scheme.

(3) The date specified in a notice under sub-paragraph (2) shall not be earlier than 6 months after the date on which the notice is given.

(4) Where a person to whom this paragraph applies notifies the Commission on or before the date specified in the notice under sub-paragraph (2) that he wishes to become a member of the manual workers' scheme, he shall be deemed to have become a member of that scheme on the 14th March 2000.

(5) Where sub-paragraph (4) does not apply, a person to whom this paragraph applies shall remain a member of the local government pension scheme.

4. **Modification of local government pension scheme.**

For the purpose of paragraphs 2(6) and 3(5), with effect from 14th March 2000 the Department shall be deemed to be an LGPS employer within the meaning of the local government pension scheme.

MADE 16<sup>th</sup>. March. 2000

*George H. Wafer M.L.C.*  
*Chairman Civil Service Commission*

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EXPLANATORY NOTE

*(This note is not part of the Scheme.)*

This Scheme makes provision for staff transferred from Douglas Corporation to the Department of Tourism and Leisure by the Villa Marina Act 1999. They are given the option of staying in the local government pension scheme or transferring to the appropriate central government scheme.