



Ministry
of Defence

Ministry of Defence
Main Building
Whitehall
London
SW1A 2HB

Ref: FOI2017/07169

Reply to: [REDACTED]

1 August 2017

Dear [REDACTED]

Thank you for your email of 17 July 2017 requesting the following information:

"Please could I have a copy of the Army Pension Warrant in force on 12 June 2013 and the current Army Pension Warrant"

I am treating your correspondence as a request for information under the Freedom of Information Act 2000 (FOI Act).

I can advise you that following a search of our records, I have established that the information you requested is held by the Ministry of Defence (MOD). However, under Section 21 of FOIA the MOD is not obliged to supply information that is reasonably accessible to the applicant by other means.

The Army pension warrants are available from the Gov.uk internet site here:

<https://www.gov.uk/government/publications/armed-forces-pension-scheme-1975-regulations>

Under Section 16 of the FOI Act (Advice and Assistance) I can provide the follow advice:

The Armed Forces Pension Scheme (AFPS) 1975 scheme is in three prerogative instruments, of which the Army Pension Warrant is one. The Army Pension Warrant was a Joint Service Publication style document until March 2010. From April 2010 the three instruments were re-written in a Statutory Instrument style. All three instruments had the same format and same rules.

In January 2011, the 2010 (amendment) version of the April 2010 warrant was issued. This was a complete re-write of Schedule 1 (the pension rules) because there were major issues with the April 2010 version. Minor amendments were made as required and issued in 2012, 2015 and 2017 (they do not re-write the whole instrument).

Therefore for the pension rules in 2013 you are advised to read the 2010 (Amendment) warrant plus the 2012 amendment.

For the latest rules please refer to the other amendments and the legislation in the 'Details' section on the Gov.UK page, this is a list of the Statutory Instruments that have amended the scheme rules, including same sex marriage and AFPS 2015 transitional regulations.

If you have any queries regarding the content of this letter, please contact this office in the first instance

If you wish to complain about the handling of your request, or the content of this response, you can request an independent internal review by contacting the Information Rights Compliance team, Ground Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIOFOI-IR@mod.uk). Please note that any request for an internal review should be made within 40 working days of the date of this response.

If you remain dissatisfied following an internal review, you may raise your complaint directly to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not normally investigate your case until the MOD internal review process has been completed. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website at <https://ico.org.uk/>.

Yours sincerely,

Defence People Secretariat FOI