

## Freedom of Information Request

**Request:**

Information about obtaining redress where a government decides to change the terms of an existing contract unilaterally, to the detriment of other parties.

**Status:** Complete**Response Date:** 16 March 2011

Please note that the change from RPI to CPI applies to all Public Sector Pension Schemes including the NHS Pension Scheme. Our role as Scheme administrators is purely to follow and apply current legislation and regulations (including this change).

The rules governing the annual increase of pensions are set out within the Annual Pension (Review) Orders, which are agreed by Parliament each year. When agreed they are applied under the provisions of the Pensions (Increase) Act 1971 and Section 59 of the Social Security Pensions Act 1975. The latter provides for public service pensions (such as the NHS Pension Scheme) to be up-rated at the same time and by the same percentage as the increase in the additional pension provided under the State Earnings Related Pension Scheme (SERPs), which is based on the September-to-September increase in prices.

I am sorry but there is nothing that NHS Pensions can do to assist you further if you wish to contest this legislative change.

However it is possible that the government's website may hold some or all of the information you require. They can be contacted at:

[www/direct.gov.uk/en/Governmentcitizensandrights/Yourrightsandreponsibilities/DG\\_10013518](http://www.direct.gov.uk/en/Governmentcitizensandrights/Yourrightsandreponsibilities/DG_10013518)