1988 No. 375

POLICE

Royal Ulster Constabulary Pensions (Supplementary Provisions) Regulations 1988

Made . . . . . *3rd October 1988*

Coming into operation . . *1st January 1989*

To be laid before Parliament

The Secretary of State, in pursuance of section 25 of the Police Act (Northern Ireland) 1970(**a**), read with Articles 14 and 15 of the Superannuation (Northern Ireland) Order 1972(**b**), and after consulting, in accordance with section 34(2) of the said Act of 1970, the Police Authority for Northern Ireland and the Police Association for Northern Ireland, and, in accordance with section 2(3) of the Police Negotiating Board Act 1980(**c**), the Police Negotiating Board for the United Kingdom, hereby, with the concurrence of the Treasury, makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Royal Ulster Constabulary Pensions (Supplementary Provisions) Regulations 1988 and shall come into operation on 1st January 1989.

Revocation and amendment of the Royal Ulster Constabulary Pensions Regulations 1973

2. The Royal Ulster Constabulary Pensions Regulations 1973(**d**) and the other regulations specified in Part I of Schedule 1 hereto are hereby revoked to the extent there mentioned but, in respect of any period beginning on or after 1st April 1972 and ending before the coming into operation of these regulations, the said regulations of 1973 as from time to time in force shall have effect.

Commencement of the Royal Ulster Constabulary Pensions Regulations 1988 and transitional provisions

3. The Royal Ulster Constabulary Pensions Regulations 1988(**e**) shall come into operation on 1st January 1989 and shall have effect subject to the transitional provisions set out in Part II of Schedule 1 hereto.

(**a**) 1970 c. 9 (N.I.) as modified by S.I. 1973/2163 and S.I. 1981/1670
(**b**) S.I. 1972/1073 (N.I. 10)
(**c**) 1980 c. 10
(**d**) S.R. & O. (N.I.) 1973 No. 317
(**e**) S.R. 1988 No. 374

Old cases regulations

4. The old cases regulations, this is to say the Orders and regulations set out in Part I of Schedule 2 hereto, shall, subject to the amendment contained in Part II of that Schedule, continue to apply in the case of an award or payment to or in respect of, or relating to—

(*a*) a person who retired or otherwise ceased to be a member before 1st April 1972, or

(*b*) a person, being a serviceman who did not resume service as a member, whose period of relevant service in the armed forces ended before 1st April 1972,

including an award on the death of such a person on or after the said date.

Reserve (Pensions) Regulations

5. The Royal Ulster Constabulary Reserve (Pensions) Regulations 1973(**a**) shall have effect subject to the amendments set out in Schedule 3 hereto.

Cadets (Pensions) Regulations

6. The Police Cadets (Pensions) (No. 2) Regulations (Northern Ireland) 1973(**b**) shall have effect subject to the amendments set out in Schedule 4 hereto.

War Service Regulations

7. The Royal Ulster Constabulary Pensions (War Service) Regulations 1980(**c**) shall have effect subject to the amendment set out in Schedule 5 hereto.

War Service (Transferees) Regulations

8. The Royal Ulster Constabulary Pensions (War Service) (Transferees) Regulations 1986(**d**) shall have effect subject to the amendments set out in Schedule 6 hereto.

Provisions supplemental to regulations 5, 6, 7, and 8

9.—(1) In accordance with regulations 5, 6, 7 and 8 of these regulations, the Royal Ulster Constabulary Pensions Regulations 1988 shall have effect subject to the provisions of the regulations amended thereby.

(2) Anything done before the coming into operation of these regulations under or for the purposes of the regulations amended by regulation 5, 6, 7, or 8 thereof shall have effect as if done under or for the purposes of the regulations in question as so amended.

(**a**) S.R. & O. (N.I.) 1973 No. 314
(**b**) S.R. & O. (N.I.) 1973 No. 316
(**c**) S.R. 1980 No. 334
(**d**) S.R. 1986 No. 200

Tom King
One of Her Majesty's Principal Secretaries of State

Northern Ireland Office
3rd October 1988

David Lightbown
Tony Durant
Two of the Lords Commissioners of Her Majesty's Treasury

We concur,
19th October 1988

SCHEDULE 1 Regulation 2

PART I

REGULATIONS REVOKED

Title	*Reference*	*Extent of revocation*
The Royal Ulster Constabulary Pensions (Transitory Provisions) Regulations 1973	S.R. & O. (N.I.) 1973 No. 315	The whole regulations
The Royal Ulster Constabulary Pensions Regulations 1973	S.R. & O. (N.I.) 1973 No. 317	The whole regulations
The Royal Ulster Constabulary Pensions (Amending) (No. 2) Order 1973	S.R. & O. (N.I.) 1973 No. 445	To the extent that it relates to the Royal Ulster Constabulary Pensions Regulations 1973
Royal Ulster Constabulary Pensions (Amending) Regulations 1973	S.R. & O. (N.I.) 1973 No. 481	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1975	S.R. 1975 No. 64	Regulations 8, 9, 10, 11 and 12
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1976	S.R. 1976 No. 31	Part III
The Royal Ulster Constabulary Pensions (Amendment No. 2) Regulations 1976	S.R. 1976 No. 401	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment No. 3) Regulations 1976	S.R. 1976 No. 405	Part III
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1977	S.R. 1977 No. 320	Part III
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1978	S.R. 1978 No. 73	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment No. 2) Regulations 1978	S.R. 1978 No. 332	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment No. 3) Regulations 1978	S.R. 1978 No. 346	Part III
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1979	S.R. 1979 No. 209	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1980	S.R. 1980 No. 99	Part III
The Royal Ulster Constabulary Pensions (Amendment No. 2) Regulations 1980	S.R. 1980 No. 100	The whole regulations

The Royal Ulster Constabulary Pensions (Amendment No. 3) Regulations 1980	S.R. 1980 No. 101	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1981	S.R. 1981 No. 216	Part III
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1982	S.R. 1982 No. 340	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment No. 2) Regulations 1982	S.R. 1982 No. 373	Part III
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1984	S.R. 1984 No. 41	The whole regulations
The Royal Ulster Constabulary Pensions (Amendment) Regulations 1985	S.R. 1985 No. 54	The whole regulations

PART II Regulation 3

TRANSITIONAL PROVISIONS

1. The Royal Ulster Constabulary Pensions Regulations 1988 shall have effect as if anything done, or treated as done, under or for the purposes of the Royal Ulster Constabulary Pensions Regulations 1973 had been done under or for the purposes of the corresponding provision of the said regulations of 1988.

2. Without prejudice to the generality of paragraph 1 references therein to anything done shall include—

(*a*) the determination of a question;

(*b*) the exercise of a discretion;

(*c*) the decision that a provision should apply;

(*d*) the making of a payment;

(*e*) the giving of a notice; and

(*f*) the commutation or allocation of a portion of a pension.