1979 No. 380

EDUCATION

The Teachers' Superannuation (Amendment) Regulations (Northern Ireland) 1979

Made . . . . . *29th October* 1979

Coming into operation . . . . *10th December* 1979

The Department(a) of Education, in exercise of the powers conferred on it by Articles 11 and 14 of and Schedule 3 to the Superannuation (Northern Ireland) Order 1972(b) and of every other power enabling it in that behalf, and after consultation with representatives of education and library boards and of teachers and with such representatives of other persons likely to be affected by the regulations as appeared to it to be appropriate as required by Article 11(5) of the said Order, with the consent of the Department of the Civil Service(c), hereby makes the following regulations:

Citation and commencement

1.—(1) These regulations may be cited as the Teachers' Superannuation (Amendment) Regulations (Northern Ireland) 1979.

(2) These regulations shall come into operation on 10th December 1979 and shall have effect—

(*a*) for the purpose of regulation 9 as from 1st October 1977;

(*b*) for the purpose of regulation 10 as from 1st April 1979;

(*c*) for all other purposes as from 1st April 1972.

Interpretation

2.—(1) In these regulations a reference to the principal regulations is a reference to the Teachers' Superannuation Regulations (Northern Ireland) 1977(d) and the principal regulations and these regulations may be cited together as the Teachers' Superannuation Regulations (Northern Ireland) 1977 to 1979.

(2) References in these regulations to a numbered regulation or schedule are references to the regulation or schedule so numbered in the principal regulations.

Amendment of operative date of principal regulations

3. After regulation 1 (Citation and commencement) there shall be inserted:—

"(1A) For the purposes of Part V, these regulations shall have effect as from 1st April 1972 but, for all other purposes, shall have effect as from 1st October 1977.".

(a) Formerly Ministry: 1973 c. 36 s. 40 and Sch. 5 para. 8(1)
(b) S.I. 1972/1073 (N.I. 10)
(c) Formerly a function of the Department of Finance: S.R. 1976 No. 281 (II, p. 1339) Article 3 and Sch. 1
(d) S.R. 1977 No. 260 (II, p. 1375). These regulations were amended by S.R. 1978 No. 147 and S.R. 1978 No. 351

Amendment of interpretation provisions of principal regulations

4.—(1) At the end of regulation 2(3) (Interpretation) there shall be added "and, in Part V, includes a reference to a return of contributions".

(2) After regulation 2(7) there shall be added:—

"(8) References to the receipt and payment of transfer values are to be construed as including references to transfer values which the Department is satisfied would have been received from, or paid to, the Department of the Civil Service or the Department of Health and Social Services but for arrangements between the Department and the other Department concerned for the avoidance of payments between Departments."

Teachers' superannuation account

5.—(1) For regulation 80 (Teachers' superannuation account) there shall be substituted the regulation set out in Appendix 1.

(2) For Schedule 7 (Teachers' superannuation account) there shall be substituted the Schedule set out in Appendix 2.

Receipts

6. In regulation 81 (Receipts):—

(*a*) in sub-paragraph (*a*) after "regulation 9(2)(*a*)" there shall be inserted "(or a previous provision to the like effect)";

(*b*) in sub-paragraph (*b*) after "regulation 9(2)(*b*)" there shall be inserted "(or a previous provision to the like effect)";

(*c*) in sub-paragraph (*d*) for the words following "regulation 76(1)" there shall be substituted "(or a previous provision to the like effect)".

Payments

7. In regulation 82 (Payments):—

(*a*) in sub-paragraph (*b*) for the words following "regulation 75(1)" there shall be substituted "(or a previous provision to the like effect)"; and

(*b*) at the end of sub-paragraph (*c*) there shall be added "(or a previous provision)".

Interest

8. For regulation 83 (Interest) there shall be substituted the regulation set out in Appendix 3.

Revocation

9. Regulation 92(2) is hereby revoked.

Transfer values

10. In paragraph 1(*b*) of Schedule 6 "6 per cent" shall be deleted and "a rate determined by the Department" shall be substituted.

Sealed with the Official Seal of the Department of Education for Northern Ireland on 29th October 1979.

(L.S.) *E. J. Kirkpatrick*
Assistant Secretary

The Department of the Civil Service hereby consents to the foregoing regulations.

Sealed with the Official Seal of the Department of the Civil Service for Northern Ireland on 29th October 1979.

(L.S.) *J. Armstrong*
Assistant Secretary

APPENDIX 1

Regulation substituted for Regulation 80 of the principal regulations

Teachers' superannuation account

80.—(1) Any reference in this Part to an accounting period is a reference to a period of twelve months ending on 31st March.

(2) An account shall be kept by the Department, in the form specified in Part 1 of Schedule 7, of the receipts and payments under these regulations, or under the previous provisions for the accounting period ending on 31st March 1973 and every subsequent accounting period.