1978 No. 16

SOCIAL SECURITY

The Teachers' Superannuation (Contracted-out Employment) Regulations (Northern Ireland) 1978

Made . . . . . 17*th January* 1978

Coming into operation . . . . 20*th February* 1978

The Department of Education in exercise of the powers conferred on it by Article 53 of, and paragraph 8 of Schedule 2 to, the Social Security Pensions (Northern Ireland) Order 1975(a) as amended by paragraph 18 of Article 18 of the Social Security (Miscellaneous Provisions) (Northern Ireland) Order 1977(b), and of every other power enabling it in that behalf and after making the consultation required by paragraph 8(2) of Schedule 2 to the above mentioned Order hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Teachers' Superannuation (Contracted-out Employment) Regulations (Northern Ireland) 1978 and shall come into operation on 20th February 1978.

(2) In these regulations—

"the Department" means the Department of Education for Northern Ireland;

"the Order" means the Social Security Pensions (Northern Ireland) Order 1975;

"contracting-out certificate" means such a certificate within the meaning of Article 33 of the Order;

"the Teachers' Superannuation Regulations" means the regulations relating to teachers' superannuation for the time being in force made under Article 11 of the Superannuation (Northern Ireland) Order 1972(c).

Application

2. These regulations shall apply to employment in which a person's service qualifies him for benefit under the Teachers' Superannuation Regulations.

Power of Department to act as employer

3.—(1) Without prejudice to regulation 14 of the Occupational Pension Schemes (Certification of Employments) Regulations (Northern Ireland) 1976(d) (public service pension schemes) in relation to employment to which these regulations apply—

(*a*) elections with a view to the issue, variation or surrender of contracting-out certificates shall be made and revoked by the Department instead of by the employer;

(*b*) any reference in Articles 33(3) and (4), 44(2) and (3) and 45(4) and (6) of the Order to the employer shall be construed as a reference to the Department; and

(a) S.I. 1975/1503 (N.I. 15)
(b) S.I. 1977/610 (N.I. 11)
(c) S.I. 1972/1073 (N.I. 10)
(d) S.R. 1976 No. 5 (I, p. 20)