Administrative and Financial Provisions Act (Northern Ireland) 1962

1962 CHAPTER 7

An Act to amend section one of the Ulster Land Fund Act (Northern Ireland), 1949; to amend section sixteen of the Exchequer and Financial Provisions Act (Northern Ireland), 1950; to make schemes under section three of the Development Loans Act (Northern Ireland), 1945, and section forty-two of the Teachers (Superannuation) Act (Northern Ireland), 1950, statutory rules; to make certain pool betting activities lawful; to amend the Food and Drugs Act (Northern Ireland), 1958, in relation to the sampling of milk and to legal proceedings and evidence; to authorise increases in certain charges upon the Consolidated Fund; to authorise an increase in the sums which may be issued out of the Government Loans Fund; to make provision with respect to the cost incurred by local authorities in repairing certain houses; to amend the Fifth Schedule to the Roads Act (Northern Ireland), 1948; to authorise the retrospective operation of certain subordinate instruments; and for purposes connected with those matters. [13th February 1962]

AMENDMENTS OF VARIOUS ENACTMENTS

S. 1 rep. by 1978 NI 11

S. 2 rep. by 2004 NI 22

S. 3 rep. by 1968 c. 21 (NI); 1972 NI 10; 1979 NI 12

S. 4 rep. by 1966 c. 21 (NI)

Ss. 5, 6 rep. by 1989 NI 6

Ss. 7#9 rep. by 1964 c. 6 (NI)

S. 10 rep. by 1963 c. 12 (NI)

S. 11 rep. by 1968 c. 25 (NI)

Ss. 12, 13 rep. by 1964 c. 6 (NI)

S. 14 rep. by 1967 c. 1 (NI)

S. 15 rep. by 1965 c. 12 (NI)

MISCELLANEOUS PROVISIONS

S. 16 rep. by SLR 1976

S. 17 rep. by SRO (NI) 1973/285

18 Power to increase certain payments retrospectively.

(1) Any instrument to which this section applies prescribing or altering the amounts payable to any person by way of remuneration, superannuation or expenses may, unless the transferred provision under which the instrument is made expressly provides to the contrary, prescribe or alter the amounts so payable during or in respect of a period beginning on any date specified in the instrument, not being earlier than that of the commencement of the transferred provision under which the instrument is made.

F1(2) This section applies to instruments made (whether before or after the passing of this Act) under any transferred provision [F2 except a scheme made under Article 3 of the Superannuation (Northern Ireland) Order 1972 or regulations made under Article 9, 11, 12 or 19 of that Order, or such orders or regulations as are referred to in Article 15 of that Order].

(3) Nothing in this section shall be construed as authorising any remuneration, superannuation or expenses to be reduced retrospectively.

(4) In this section—

"expenses" includes travelling and subsistence allowance and allowances for incidental out-of-pocket expenditure;

"remuneration" includes salary, fees, pay and allowances;

"superannuation" includes any pension, gratuity or similar payment in respect of the services of any person;

"transferred provision" and "instrument" have the same meaning as in section one of the Interpretation Act (Northern Ireland), 1954 M1.

F1 Excl., 1969 c. 13 (NI)
F2 1972 NI 10

Modifications etc. (not altering text)
C1 S. 18(2) excluded (1.7.2006) by Fire and Rescue Services (Northern Ireland) Order 2006 (S.I. 2006/1254 (N.I. 9)), arts. 1(3), **60(3)**; S.R. 2006/257, **art. 2(b)**

Marginal Citations
M1 1954 c.33