1973. No. 393 [C]

FIRE SERVICES

Firemen's Pension Scheme Order (Northern Ireland) 1973

ORDER, DATED 1ST OCTOBER 1973, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 17 OF THE FIRE SERVICES ACT (NORTHERN IRELAND) 1969.

The Ministry of Home Affairs, with the approval of the Ministry of Finance, on behalf of the Secretary of State in exercise of the powers conferred on it by section 17 of the Fire Services Act (Northern Ireland) 1969(a) and of every other power enabling it in that behalf, hereby makes the following Order:—

Citation

1. This Order may be cited as the Firemen's Pension Scheme Order (Northern Ireland) 1973.

Commencement and effect

2. This Order shall come into operation on the 1st October 1973 and shall have effect from 1st April 1972.

Revocations

3.—(1) The Firemen's Pension Scheme (Northern Ireland) 1971 as set out in the Appendix to the Firemen's Pension Scheme Order (Northern Ireland) 1971(b) and the Orders set out in Appendix 1 to this Order shall cease to have effect except in cases 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 of the Fire Force of the Northern Ireland Fire Authority before 1st April 1972; or

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

(2) Any scheme maintained by the Council of the County Borough of Belfast under section 26(3) of the Fire Service Act (Northern Ireland) 1969 shall cease to have effect except in cases 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 of the Fire Brigade maintained by the said Council before 1st October 1973; or

(*b*) a person, being a serviceman who did not resume service as a member of the said Fire Brigade whose period of relevant service in the armed forces ended before 1st October 1973:

Provided that where an award or payment has been made to or in respect of or related to a person between 1st April 1972 and 30th September 1973 under the provisions of any such scheme, the application of Articles 53, 54, 55, 56 and of any other relevant Article of the Scheme as set out in Appendix 2 to this Order shall have effect in respect of such a person as from the 1st April 1972 as if such person were a person to whom the Scheme applies.

(a) 1969. c. 13 (N.I.). (b) S.R. & O. (N.I.) 1971, No. 33.

(3) The Firemen's Pension Scheme (Amendment) (No. 2) Order (Northern Ireland) 1973(**c**) is hereby revoked.

(4) The Fire Services (Conditions of Service) (Amendment) Regulations (Northern Ireland) 1973(**d**) are hereby revoked.

Transitory provisions

4. The Pension Scheme set out in Appendix 2 to this Order (herein referred to as the Firemen's Pension Scheme (Northern Ireland) 1973) shall have effect subject to any transitory provisions in Appendix 3.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 27th day of September 1973.

(L.S.)

E. N. Barry,
Assistant Secretary.

The Ministry of Finance on behalf of the Secretary of State hereby approves of the foregoing Order.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 1st day of October 1973.

(L.S.)

C. F. Darling,
Assistant Secretary.

(c) S.R. & O. (N.I.) 1973, No. 108. (d) S.R. & O. (N.I.) 1973, No. 251.

APPENDIX 1

Certain Orders ceasing to have effect subject to the provisions of Article 3

The Firemen's Pension Scheme (Amending) Order (Northern Ireland) 1972(e).

The Firemen's Pension Scheme (Amending) (No. 2) Order (Northern Ireland) 1972(f).

The Firemen's Pension Scheme (Amendment) Order (Northern Ireland) 1973(g).

(e) S.R. & O. (N.I.) 1972, No. 157.
(f) S.R. & O. (N.I.) 1972, No. 379.
(g) S.R. & O. (N.I.) 1973, No. 1

APPENDIX 2 Article 3

FIREMEN'S PENSION SCHEME (NORTHERN IRELAND) 1973

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1 Citation, effect, transitional provisions etc.
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3 Meaning of infirmity or death occasioned by an injury and of disablement
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6 Meaning of certain expressions related to the operation of the National Insurance Acts (Northern Ireland)
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8 Fireman's ordinary pension
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10 Fireman's ill-health award
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12 Deferred pension and award where no other award payable
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14 Cancellation of fireman's ill-health and injury pensions on recovery
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AWARDS ON DEATH OF REGULAR FIREMEN

WIDOWS

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19 Widow's special award
20 Widow's augmented award
21 Widow's accrued pension
22 Widow's gratuity by way of commuted pension
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25 Special provisions where widow was living apart from her husband
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27 Dependent relative's special pension
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Article

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34 Duration of child's allowance
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58 Repayment of contributions on death
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