1973. No. 61 **[C]**

EDUCATION

Increase of Pensions (Teachers' Family Benefits) Regulations 1973

REGULATIONS, DATED 8TH MARCH 1973, MADE BY THE MINISTRY OF EDUCATION UNDER SECTION 5(3) OF THE PENSIONS (INCREASE) ACT (NORTHERN IRELAND) 1971 WITH THE CONSENT OF THE MINISTRY OF FINANCE.

The Ministry of Education on behalf of the Secretary of State in exercise of the powers conferred upon it by section 5(3) of the Pensions (Increase) Act (Northern Ireland) 1971(**a**) and with the consent of the Ministry of Finance, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Increase of Pensions (Teachers' Family Benefits) Regulations (Northern Ireland) 1973.

(2) These Regulations shall be deemed to have come into operation on 1st December 1972.

(3) In these Regulations, unless the context otherwise requires—

"the Act" means the Pensions (Increase) Act (Northern Ireland) 1971, as amended(**b**);

"the rules" means the Teachers' Superannuation (Family Benefits) Rules (Northern Ireland) 1972(**c**) as amended(**d**) and any reference to a rule shall be construed accordingly.

Modification of Act

2.—(1) Subject to the provisions of these Regulations the annual rate of any pension payable under the rules which began before 2nd July 1972 may be increased in accordance with the provisions of these Regulations and not in accordance with the provisions of the Act.

(2) For the purposes of any order made under section 2 of the Act after the commencement of these Regulations, section 15(1) of the Act shall, in its application to any pension to which these Regulations apply, have effect as if the expression "basic rate" were defined as meaning the rate which, if it were increased in accordance with the Act and the Pensions Increase (Annual Review) Order (Northern Ireland) 1972(**e**) would produce the amount of that pension as determined in accordance with these Regulations.

Widow's pension

3.—(1) Subject to paragraph (2) and regulation 6 below, the increase in the annual amount of a widow's pension specified in rule 48 shall be such as will make that amount £161·56.

(2) Paragraph (1) shall not apply in relation to any widow's pension if the annual amount, as determined under paragraph (4) or (5) of rule 48 and increased in accordance with the provisions of the Act, will exceed £161·56.

(**a**) 1971. c. 35 (N.I.).
(**b**) S.I. 1972, No. 1073 (N.I. 10).
(**c**) S. R. & O. (N.I.) 1972, No. 82.
(**d**) S. R. & O. (N.I.) 1972, No. 125; 1972, No. 246; 1973, No. 32.
(**e**) S. R. & O. (N.I.) 1972, No. 263.