1972. No. 336 **[C]**

ROYAL ULSTER CONSTABULARY

Pensions

ORDER, DATED 30TH NOVEMBER 1972, MADE BY THE SECRETARY OF STATE UNDER SECTION 4 OF THE CONSTABULARY AND POLICE (IRELAND) ACT 1919, SECTION 2 OF THE CONSTABULARY ACT (NORTHERN IRELAND) 1922 AND THE CONSTABULARY (PENSIONS) ACT (NORTHERN IRELAND) 1949.

I, THE RIGHT HONOURABLE WILLIAM WHITELAW, M.C., M.P., one of Her Majesty's Principal Secretaries of State, in exercise of the powers conferred on me by section 4 of the Constabulary and Police (Ireland) Act 1919(**a**), section 2 of the Constabulary Act (Northern Ireland) 1922(**b**), and the Constabulary (Pensions) Act (Northern Ireland) 1949(**c**), by virtue of section 1(1) of the Northern Ireland (Temporary Provisions) Act 1972(**d**) and after consulting the Police Association and, in accordance with the Police Act 1969(**e**), the Police Council for the United Kingdom, do hereby order as follows:—

Citation and commencement

1. This Order may be cited as the Royal Ulster Constabulary Pensions (Amending) (No. 2) Order 1972 and shall come into operation on 1st December 1972.

Amendments to the Royal Ulster Constabulary Pensions Order 1949

2. The Schedule to the Royal Ulster Constabulary Pensions Order 1949(**f**) as amended(**g**) shall be further amended as follows:—

(1) For paragraph 41 (suspension of award during re-employment) there shall be substituted the following paragraph:—

"Withdrawal of pension during service as a policeman

41.—(1) Subject to sub-paragraph (2), the Ministry may, in its discretion, withdraw the whole or any part of the pension for any period during which the pensioner is a member or a reserve constable under the Police Act (Northern Ireland) 1970(**h**), appointed on a full-time basis, or a regular policeman within the meaning of the Police Pensions Regulations 1971(**i**).

(2) This paragraph shall not apply to a widow's pension or a pension under paragraph 54 payable in respect of the death, on or after 1st January 1963, a member or a person who has been a member."

(**a**) 9 & 10 Geo. 5. c. 68.
(**b**) 12 & 13 Geo. 5 c. 8 (N.I.).
(**c**) 1949. c. 9.
(**d**) 1972. c. 22.
(**e**) 1969. c. 63.
(**f**) S.R. & O. (N.I.) 1949, No. 211.
(**g**) By the following S.R. & Os. (N.I.):—1950, No. 172; 1952, No. 89; 1953, No. 156; 1954, Nos. 98 and 118; 1955, No. 115; 1956, No. 49; 1957, No. 214; 1958, Nos. 81 and 184; 1959, No. 135; 1960, No. 13; 1961, Nos. 93 and 176; 1963, No. 64; 1964, Nos. 48 and 158; 1965, No. 66; 1966, Nos. 68 and 245; 1967, Nos. 18 and 277; 1968, No. 128; 1969, Nos. 39, 204 and 228; 1970, Nos. 98 and 203; 1971, Nos. 118, 404 and 407; 1972, No. 165.
(**h**) 1970. c. 9 (N.I.).
(**i**) S.I. 1971/232 (1971 I, p.700).