1969. No. 205 **[NC]**

ULSTER SPECIAL CONSTABULARY

Pensions

REGULATIONS, DATED 28TH JULY 1969, MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE SPECIAL CONSTABLES ACT 1914 AND SECTION 8 OF THE CONSTABULARY ACT (NORTHERN IRELAND) 1922.

I, the Right Honourable Robert Wilson Porter, Q.C., Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by the Special Constables Act 1914(a) and section 8 of the Constabulary Act (Northern Ireland) 1922(b) and of all other powers enabling me in that behalf do hereby order as follows:—

Citation

1. These Regulations may be cited as the Ulster Special Constabulary Pensions (Amending) (No. 2) Regulations 1969, shall be construed as one with the Ulster Special Constabulary Pensions Regulations 1950 to 1969 and shall be included in the Regulations which may be cited together as the said Regulations.

Commencement

2. These Regulations shall come into operation on 28th July 1969, and shall have effect as from 1st April 1969.

Amendments of the Ulster Special Constabulary Pensions Regulations 1950

3. The Ulster Special Constabulary Pensions Regulations 1950(c), as amended(d), shall be further amended as follows:—

(1) In Regulation 17(4) (which relates to the discretionary increase in a widow's special penson) for the words "and (4L)" there shall be substituted the words "(4L) and (4M)".

(2) In Regulation 21(2) (which relates to awards made to widows before 5th July 1948) for the words "and (4L)" there shall be substituted the words "(4L) and (4M)".

(3) In Regulation 56(4J) (which relates to the appropriate amount on which a pension increase would be based if the pension were increased under section 2 of the Pensions (Increase) Act (Northern Ireland) 1963(e))—

(*a*) for the words "fifty-five shillings and twopence" there shall be substituted "65s. 2d.";

(*b*) for the words "forty-six shillings and ninepence" there shall be substituted "55s. 3d.";

(*c*) for the words "thirty-eight shillings and ninepence" there shall be substituted "45s. 10d.".

(a) 4 & 5 Geo. 5. c. 61.
(b) 12 & 13 Geo. 5. c. 8 (N.I.).
(c) S.R. & O. (N.I.) 1950, No. 97.
(d) By the following S.R. & O. (N.I.):—1951, No. 123; 1952, No. 157; 1954, Nos. 30 and 119; 1955, No. 171; 1956, No. 75; 1958, No. 61; 1959, Nos. 52 and 89; 1960, No. 3; 1961, Nos. 94 and 177; 1963, No. 65; 1964, Nos. 49 and 159; 1965, No. 67; 1966, Nos. 69, 255 and 270; 1967, No. 305; 1968, No. 191; 1969, No. 64.
(e) 1963. c. 3 (N.I.).

(4) For Regulation 56(4JJ) there shall be substituted the following provision:—

"(4JJ) Where such amount as is mentioned in paragraph (4I) is increased in accordance with that paragraph—

(*a*) the amount of the increase thereunder shall be increased in accordance with paragraph (4L) and for the purpose thereof shall be treated as if it were a pension which began for the purposes of the Pensions (Increase) Act (Northern Ireland) 1966(f) before 1st April 1957;

(*b*) the amount of the increase under paragraph (4I) (increased as aforesaid) shall be further increased in accordance with paragraph (4M) and for the purposes thereof shall be treated as if it were a pension which began for the purposes of the Pensions (Increase) Act (Northern Ireland) 1969(g) before 1st July 1955.".

(5) In Regulation 56(4K) for the words "and (4M)" there shall be substituted the words "and (4MM)".

(6) For Regulation 56(4M) there shall be substituted the following provisions:—

"(4M) Where it is provided in these Regulations that an amount shall be increased in accordance with this paragraph it shall be increased by the amount (if any) by which a pension of the amount first mentioned would be increased under the Pensions (Increase) Act (Northern Ireland) 1969(g) if—

(*a*) the person concerned were in receipt of such a pension; and

(*b*) that pension were specified in Schedule 1 to that Act.

(4MM) For the purposes of paragraph (4M) the reference in section 1(1) of the Pensions (Increase) Act (Northern Ireland) 1969 to an annual rate and the reference in paragraph 2 of Schedule 2 to that Act to an aggregate annual rate shall be construed, respectively, as a reference to the amount which falls to be increased expressed as an annual rate and as a reference to that amount after any increase in accordance with paragraphs (4), (4A), (4B), (4D), (4F), (4H) and (4L), expressed as an annual rate.

(4N) Where it is provided in these Regulations that an amount shall be increased in accordance with paragraphs (4), (4A), (4B), (4D), (4F), (4H), (4L) or (4M)—

(*a*) any increase in accordance with paragraph (4H) shall be additional to any increase in accordance with the said paragraphs (4) to (4F) inclusive;

(*b*) any increase in accordance with paragraph (4L) shall be additional to any increase in accordance with the said paragraphs (4) to (4H) inclusive; and

(*c*) any increase in accordance with paragraph (4M) shall be additional to any increase in accordance with the said paragraphs (4) to (4L) inclusive.".

(7) Regulation 56(4N) (which relates to the duration of an increase in a child's allowance) shall be re-numbered (4NN) and—

(*a*) for the words "or (4L)" there shall be substituted the words "(4L) or (4M)"; and

(f) 1966. c. 5 (N.I.). (g) 1969. c. 5 (N.I.).