1966. No. 69 [NC]

ULSTER SPECIAL CONSTABULARY: PENSIONS

REGULATIONS, DATED 31ST MARCH, 1966, 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 William Brian McConnell, 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 make the following Regulations:—

GENERAL

Citation

1. These Regulations may be cited as the Ulster Special Constabulary Pensions (Amending) Regulations 1966, and shall be construed as one with the Ulster Special Constabulary Pensions Regulations 1950 to 1965, and those Regulations and these Regulations may be cited together as the Ulster Special Constabulary Pensions Regulations 1950 to 1966.

Commencement

2. These Regulations shall come into operation on 1st April, 1966, and shall have effect as from 1st January, 1966.

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 pension) for the words "and (4H)" there shall be substituted the words "(4H) and (4L)".

(2) For paragraph (2) of Regulation 21 (which relates to awards to widows made before 5th July, 1948), there shall be substituted the following paragraph:—

"(2) The amount of any such pension as provided by paragraph (1) shall be increased in accordance with the following paragraphs of Regulation 56:—(4); (4A) (and, where the pension is calculated otherwise than by reference to annual pay, (4B)); (4D); (4F); (4H) and (4L)."

(3) In Regulation 56(4I) (which relates to the application of the Pensions (Increase) Act (Northern Ireland) 1963(e), after the words "in accordance with this paragraph" there shall be inserted the words "then, subject to paragraph (4JJ)".

(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.
(e) 1963. c. 3 (N.I.).

(4) For paragraph (4J) of Regulation 56 (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) there shall be substituted the following paragraphs:—

"(4J) The appropriate amount mentioned in paragraph (4I) shall be the amount of—

(*a*) forty-two shillings and fourpence, where the amount which falls to be increased under that paragraph is fifty-five shillings and twopence;

(*b*) thirty-five shillings and elevenpence, where the amount which falls to be so increased is forty-six shillings and ninepence;

(*c*) twenty-nine shillings and eightpence, where the amount which falls to be so increased is thirty-eight shillings and ninepence.

(4JJ) Where such an amount as is mentioned in paragraph (4I) is increased in accordance with that paragraph 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 purpose of the Pensions (Increase) Act (Northern Ireland) 1966(a) before 1st April, 1957."

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

(6) For paragraph (4L) of Regulation 56 there shall be substituted the following paragraphs:—

"(4L) Where it is provided 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) 1966 if—

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

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

(4LL) For the purposes of paragraph (4L) the reference in section 1(1) of the Pensions (Increase) Act (Northern Ireland) 1966 to an annual rate and the reference in section 1(4) of 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 thereof in accordance with paragraphs (4); (4A); (4B); (4D); (4F) and (4H) expressed as an annual rate.

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

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

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

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

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

(a) 1966, c. 5 (N.I.).