1961. No. 65 **[C]**

TRAINING SCHOOLS

Contributions by Local Authorities

REGULATIONS, DATED 21ST MARCH, 1961, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SUB-SECTION (1) OF SECTION 126 AND SUB-SECTION (2) OF SECTION 134 OF THE CHILDREN AND YOUNG PERSONS ACT (NORTHERN IRELAND), 1950.

The Ministry of Home Affairs for Northern Ireland in pursuance of the powers conferred upon it by sub-section (1) of Section 126 and sub-section (2) of Section 134 of the Children and Young Persons Act (Northern Ireland), 1950(a), hereby makes the following Regulations:—

Citation and Commencement

1. These Regulations may be cited as the Training Schools (Contributions by Local Authorities) Regulations (Northern Ireland), 1961, and shall come into operation on the 1st day of April, 1961.

Contributions

2. The contributions to be made under sub-section (1) of Section 126 of the Children and Young Persons Act (Northern Ireland), 1950, by the local authority named in a training school order to the expenses of the managers of a training school throughout any time in the financial year 1961-62 during which the person to whom the order relates is under the care of the said managers and not out on licence or under supervision shall be at the rate of thirty-three shillings a week for Shamrock Lodge Training School and at the rate of eighty-six shillings and fourpence a week for all other training schools.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 21st day of March, nineteen hundred and sixty-one, in the presence of

(L.S.) *William Duff,*
Assistant Secretary.

1961. No. 66 **[C]**

NATIONAL INSURANCE

REGULATIONS, DATED THE 20TH MARCH, 1961, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION 14 OF THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1959.

Whereas the Ministry of Finance has determined under sub-section (4) of section 66 of the National Insurance Act (Northern Ireland), 1946(b), that the Ministry of Health and Local Government is the appropriate department of the Government of Northern Ireland to make regulations under that sub-section

(a) 1950. c. 5. (b) 1946. c. 23.

modifying the scheme for the provision of pensions and other benefits established by regulations made under section 2 of the Local Government (Superannuation) Act (Northern Ireland), 1950(a);

Now, therefore, the Ministry of Health and Local Government (hereinafter referred to as "the Ministry"), in exercise of the powers conferred on it by the said sub-section (4) as extended by section 14 of the National Insurance Act (Northern Ireland), 1959(b), and of all other powers enabling it in that behalf, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Modification of Local Government Superannuation Scheme) No. 2 Regulations (Northern Ireland), 1961, and shall come into operation on the 3rd day of April, 1961.

(2) In these regulations, unless the context otherwise requires:—

"the Act of 1946" means the National Insurance Act (Northern Ireland), 1946;

"the Act of 1959" means the National Insurance Act (Northern Ireland), 1959;

"the Great Britain Act" means the National Insurance Act, 1959(c);

"the principal regulations" means the Local Government (Superannuation) Regulations (Northern Ireland), 1950(d);

"the appointed day" means the 3rd day of April, 1961;

"average remuneration" has the meaning assigned to it by regulation 18 of the principal regulations;

"the Committee" means the Northern Ireland Local Government Officers' Superannuation Committee;

"modification provision" means, in relation to any pension scheme, any provision the effect of which is that pensions under that scheme are to be reduced in connection with the operation of the provisions of the Act of 1959 or the Great Britain Act, relating to the payment of graduated retirement benefit;

"non-participating employment" has the meaning assigned to it by sub-section (2) of section 6 of the Act of 1959 or the corresponding provision of the Great Britain Act, as the case may be;

"officer" has the meaning assigned to it in the principal regulations;

"participating employment", in relation to any period which is reckonable as service for the purposes of the principal regulations, means any employment in which a person is required to pay graduated contributions under the Act of 1959 or the Great Britain Act, or would be required to pay such contributions if the amount paid in any income tax week on account of his remuneration exceeded the amount first mentioned in paragraph (*b*) of sub-section (1) of section 1 of the Act of 1959, or the corresponding provision of the Great Britain Act, as the case may be, but the expression does not include any period of employment on national service in respect of which contributions are paid under the provisions of the principal regulations if, immediately prior to entering national service, the person was in non-participating employment;

(a) 1950. c. 10.
(b) 1959. c. 21.
(c) 7 & 8 Eliz. 2. c. 47.
(d) S.R. & O. (N.I.) 1950, No. 103.

and other expressions have the same meanings as in the principal regulations or the Act of 1959, as the case may be.

Modification of principal regulations

2. The principal regulations shall, as from the appointed day, have effect subject to the modifications contained in these regulations.

Reduction of contributions

3.—(1) The amount of contributions payable under the principal regulations in respect of any period of participating employment by an officer to whom the provisions of paragraph (1) of regulation 29 of those regulations apply shall, in lieu of the reduction provided for by paragraph (2) of that regulation, be reduced by an amount calculated at whichever of the rates specified in paragraph (*a*) or (*b*) hereunder is the greater, that is to say:—

(*a*) a rate equivalent to one per cent. per annum of his remuneration as ascertained for the purposes of the principal regulations or, if his remuneration is at a rate exceeding £780 per annum, the rate of £7 16s. 0d. per annum; or

(*b*) (i) in the case of a man or female nurse, health visitor, physiotherapist or midwife, the sum of £3 0s. 8d. per annum; or

(ii) in the case of a female serving in any other capacity, the rate of £3 5s. 0d. per annum.

(2) The amount of contributions payable under the principal regulations in respect of any period of participating employment by an officer to whom for the time being the provisions of paragraph (1) of regulation 29 of those regulations do not apply shall be reduced in the like manner as is provided in paragraph (1) of this regulation but there shall be deducted from the amount by which contributions are so to be reduced an amount calculated at the rate of £3 0s. 8d. per annum if the officer belongs to any class mentioned in sub-paragraph (*b*)(i) of that paragraph or £3 5s. 0d. per annum if the officer belongs to the class mentioned in sub-paragraph (*b*)(ii) thereof.

Persons in part-time employment

4.—(1) Where a person whose contributions are subject to reduction under paragraph (1) of regulation 3 is an officer in the part-time employment of two or more employing authorities, the rate at which his contributions are to be reduced under that paragraph shall, in the case of contributions payable to an employing authority which is not for the time being treated as his employer for the purposes of the Act of 1946, be reduced as provided in paragraph (2) of regulation 3.

(2) Where a person whose contributions are subject to reduction under paragraph (1) of regulation 3 is an officer in the part-time employment of one or more employing authorities and is also employed in other employment in which he is not an officer and his employer in that other employment is his employer for the purposes of the Act of 1946, the rate at which his contributions are to be reduced under that paragraph shall be reduced as provided in paragraph (2) of regulation 3.

Payments for added years and additional contributory payments

5.—(1) Where an officer whose contributions are subject to reduction under regulation 3 makes payments by way of additional contributions in respect of years added under regulation 26 of the principal regulations, consent to the

making of such contributions having been given on or after the appointed day, those payments shall be reduced throughout the period for which they are payable in accordance with the provisions of paragraph (3) of this regulation.

(2) Where additional contributory payments are made in accordance with the provisions of the second schedule to the principal regulations by an officer whose contributions are subject to reduction under regulation 3, in respect of any period of participating employment or period of non-participating employment for which a payment in lieu of contributions is required to be made under the Act of 1959 those additional contributory payments shall not be subject to reduction under sub-paragraph (5) of paragraph 6 of the second schedule to the principal regulations, but shall be reduced in accordance with the provisions of paragraph (4) of this regulation.

(3) The additional contributions mentioned in paragraph (1) shall be at the rate of three-quarters of the appropriate percentage of remuneration specified in column 2 of the sixth schedule to the principal regulations for so much of the remuneration as does not exceed £780 per annum, and at the appropriate percentage so specified for so much of the remuneration (if any) as exceeds that amount.

(4) The payments mentioned in paragraph (2) shall be at the rate of three-quarters of the appropriate percentage specified in Table I(*a*), I(*b*), II or III contained in the second schedule to the principal regulations for so much of the remuneration as does not exceed £780 per annum, and at the appropriate percentage so specified for so much of the remuneration (if any) as exceeds that amount.

(5) If in respect of an officer, the payments mentioned in paragraphs (1) and (2) have been reduced in accordance with this regulation, the period in respect of which any such payment has been made shall be treated for the purposes of these regulations as a period of service in participating employment.

Reduction of employers' contributions

6.—(1) Where the contributions payable by an officer under the principal regulations are subject to reduction under regulation 3, the contributions to be paid in respect of him by the employing authority under the principal regulations shall be reduced in the like manner as provided in the aforesaid regulation 3 and such reduction shall, in any case in which paragraph (1) of regulation 29 of the principal regulations applies to the officer, be in lieu of the reduction provided for in paragraph (2) of that regulation.

(2) Any additional contributions payable by the employing authority in the circumstances mentioned in paragraph (1) of regulation 5 shall be subject to the like reduction as is required to be made under that paragraph in the contributions of the officer.

Reduction of transfer values

7.—(1) Where it has been agreed to pay a transfer value under paragraph (1) of regulation 32 of the principal regulations or where a transfer value is payable in accordance with regulation 34 of those regulations and it has been decided to calculate the amount of the transfer value in accordance with the provisions of the fourth schedule to those regulations then, if—

(*a*) the service in respect of which the transfer value is payable is, or includes, service in participating employment or in non-participating