Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 22nd day of April, 1958, in the presence of

(L.S.) *(Sgd.) D. A. E. Harkness,*
Secretary.

EXPLANATORY NOTE
(This Note is not part of these Regulations, but is intended to indicate their general purport.)

These Regulations amend the Ulster Savings Certificates (Ninth Issue) Regulations, 1956, which replaced Article 8 of the Ulster Savings Certificates Regulations, 1927. Their effect is to increase the maximum permitted holding of Ulster Savings Certificates of the Ninth Issue from 600 unit Certificates (£450) to 1,000 unit Certificates (£750) as from 1st May, 1958.

ULSTER SPECIAL CONSTABULARY: PENSIONS

REGULATIONS DATED 1ST MAY, 1958, MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE SPECIAL CONSTABLES ACT, 1914, AS EXTENDED AND AMENDED BY THE CONSTABULARY ACT (NORTHERN IRELAND), 1922, AND THE CONSTABULARY (PENSIONS) ACT (NORTHERN IRELAND), 1949.

1958. No. 61 **[NC]**

I, The Right Honourable W. W. B. Topping, Q.C., Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by the Special Constables Act, 1914, as extended and amended by Section Eight of the Constabulary Act (Northern Ireland), 1922, and by sub-section (4) of Section Four of the Constabulary (Pensions) Act (Northern Ireland), 1949, and of all other powers enabling me in that behalf, do hereby make the following Regulations:—

PART I

AMENDMENTS TO THE ULSTER SPECIAL CONSTABULARY PENSIONS REGULATIONS, 1950, TO TAKE EFFECT FROM AND INCLUDING 1ST APRIL, 1956

1. In Regulation 13A the words "and paragraph (5) of Regulation 38 shall not apply to him" shall be omitted.

2. In Regulation 13B the words "and paragraph (4) of Regulation 38" shall be omitted.

3. For paragraph (2A) of Regulation 14 as set out in the 1956 Regulations there shall be substituted the following:—

"(2A) A widow's ordinary pension, including such a pension granted before the 1st April, 1956, shall be determined in accordance with Part I of the Second Schedule.

Provided that, where immediately before his death or retirement the husband was paying pension contributions at a rate related to six-and-a-quarter per cent. of his pensionable pay, the pension shall be determined in accordance with Part VIII of the Second Schedule."

4. In paragraph (1) of Regulation 15 as set out in the 1956 Regulations for the words " calculated in accordance with Part I or Part IA " there shall be substituted the words " determined in accordance with Part I ".

5. In paragraph (2) of Regulation 16 as set out in the 1955 Regulations for the words " 25th April, 1955," there shall be substituted the words " 1st April, 1956 ".

6. In paragraph (4) of Regulation 17 as set out in the 1955 Regulations for the words " paragraph (4) and paragraph (4A) " there shall be substituted the words " paragraphs (4), (4A) and (4D) ".

7. At the end of Regulation 20 there shall be added the following:—

" (*c*) where the entitlement to a pension arises at a date subsequent to that of the death of her husband."

8.—(1) For paragraph (2) of Regulation 21 as amended by the 1954 Regulations there shall be substituted the following:—

" (2) The amount of any such pension as provided by paragraph (1) shall be increased in accordance with the following paragraphs of Regulation 56:—

(*a*) paragraph (4)

(*b*) paragraph (4A) and, where the pension is calculated otherwise than by reference to annual pay, paragraph (4B); and

(*c*) paragraph (4D)."

(2) At the end of paragraph (5) of Regulation 21 there shall be added the words " and then only during the periods and subject to the conditions set out in Part VI of the Second Schedule."

(3) For paragraph (6) of Regulation 21 as set out in the 1955 Regulations there shall be substituted the following paragraph:—

" (6) The rate up to which the pension referred to in paragraph (3) may be increased or the rate at which the pension referred to in paragraph (4) may be granted shall be the rate up to which the pension could be increased if it had been awarded under the provisions of Regulation 14 and were increasable under the provisions of Regulation 15.

Provided that if the pension referred to in paragraph (3) is a widow's special pension, the references in this paragraph to Regulations 14 and 15 shall be construed as references to Regulations 16 and 17 respectively."

(4) Paragraph (8) of Regulation 21 shall be omitted.

9. In paragraph (1) of Regulation 25 as amended by the 1954 Regulations for the words "first day of October, 1952," and "1st October, 1952," there shall in each case be substituted the words "1st April, 1956", and for the words "30th September, 1952", there shall be substituted the words "31st March, 1956".

10. In paragraph (2) of Regulation 26 as set out in the 1954 Regulations for the words "first day of October, 1952", there shall be substituted the words "1st April, 1956".

11. In paragraph (1) of Regulation 27 as set out in the 1955 Regulations for the words "24th April, 1955", there shall be substituted the words "31st March, 1956".

12. For paragraph (2) of Regulation 31 as amended by the 1954 Regulations there shall be substituted the following paragraph:—

"(2) The amount of any such allowance as provided by paragraph (1) shall be increased in accordance with the following paragraphs of Regulation 56:—

(*a*) paragraph (4);

(*b*) paragraph (4A) and, where the allowance is calculated otherwise than by reference to annual pay, paragraph (4B); and

(*c*) paragraph (4D)."

13. For paragraphs (4) and (5) of Regulation 38 there shall be substituted the following paragraph:—

"(4) Paragraph (1) shall not apply to:—

(*a*) a part-time member who is not mobilised;

(*b*) a part-time member who is mobilised for any continuous period not exceeding fourteen consecutive days;

(*c*) a member holding one of the following appointments:—

Staff Officer
Assistant Staff Officer
County or City Commandant
Adjutant
Superintendent, Royal Ulster Constabulary Central Stores
Director of Music, Royal Ulster Constabulary,

who is either a full-time member or a permanent member to whom Regulations 9, 10, 11 and 12 do not apply."

14. For paragraph (4) of Regulation 41 there shall be substituted the following paragraph:—

"(4) Where a member, or a person who has been a member, or any widow, child or dependant of a member or of a person who has been a member is entitled to or is in receipt of any pension, allowance or gratuity in respect of service in the Royal Irish Constabulary, the Royal Ulster Constabulary,

or a public department of the Government of the United Kingdom or the Government of Northern Ireland, or has commuted such pension or allowance or any part thereof, the amount of such pension, allowance or gratuity may be taken into account in the assessment of any pension, allowance or gratuity under these Regulations and such pension, allowance or gratuity may be reduced, suspended or disallowed accordingly."

15.—(1) In paragraph (4) of Regulation 56 as amended by the 1954 Regulations the last sentence shall be omitted.

(2) For paragraph (4D) of Regulation 56 as set out in the 1954 Regulations there shall be substituted the following paragraphs:—

" (4D) Where it is provided in these Regulations that an amount shall be increased in accordance with the provisions of this paragraph it shall be increased by the amount by which a pension of the first-mentioned amount would be increased if—

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

(*b*) that pension were specified in Part I of the First Schedule to the Pensions (Increase) Act (Northern Ireland), 1956.

(4E) For the purposes of paragraph (4D) any reference in sub-section (1) of Section 1 of the Pensions (Increase) Act (Northern Ireland), 1956, or in the Second Schedule thereto to the thirty-first day of December, 1947, shall be construed as a reference to the first day of July, 1949, and any reference in the said Second Schedule—

(*a*) to a relevant pension shall be construed as including a reference to the award of an amount which these Regulations provide shall be increased in accordance with the provisions of the said paragraph;

(*b*) to the basic rate of the relevant pension shall be construed as including a reference to the annual rate of such an award, ignoring any increase in accordance with the provisions of the said paragraph; and

(*c*) to the authorised increase shall be construed as including a reference to the increase in accordance with the provisions of the said paragraph."

16. In Part I of the Second Schedule as amended by the 1954 Regulations and by the 1956 Regulations there shall be substituted:—

(*a*) for the words " twenty-six shillings and tenpence " the words " thirty-seven shillings and ninepence ";

(*b*) for the words " twenty-three shillings " the words " thirty-two shillings and one penny "; and

(*c*) for the words " nineteen shillings and twopence " the words " twenty-six shillings and sixpence ".

17. Part IA of the Second Schedule shall be omitted.

18. In paragraph (1) of Part III of the Second Schedule as amended by the 1954 Regulations for the words " (4) and (4A) " in both places where they occur there shall be substituted the words " (4), (4A) and (4D) ".

19. In paragraph 1 of Part VII of the Second Schedule as set out in the 1954 (No. 2) Regulations after the words " is equal to the amount " there shall be inserted the words " which shall be increased in accordance with the provisions of paragraph (4D) of Regulation 56 ".

20. In Part VIII of the Second Schedule as set out in the 1956 Regulations there shall be substituted:—

(*a*) for the words " twenty-six shillings and tenpence " the words " thirty-seven shillings and ninepence ";

(*b*) for the words " twenty-three shillings " the words " thirty-two shillings and one penny "; and

(*c*) for the words " nineteen shillings and twopence " the words " twenty-six shillings and sixpence ".

21.—(1) In paragraph 1 of Part I of the Third Schedule as amended by the 1956 Regulations there shall be substituted:—

(*a*) for the words " eight shillings and one penny " the words " eight shillings and eightpence ";

(*b*) for the words " six shillings and sevenpence " the words " seven shillings and one penny "; and

(*c*) for the words " five shillings and fivepence " the words " five shillings and tenpence ".

(2) In paragraph 2 of the said Part I as amended by the 1956 Regulations there shall be substituted:—

(*a*) for the words " twelve shillings and twopence " the words " thirteen shillings and one penny ";

(*b*) for the words " nine shillings and elevenpence " the words " ten shillings and eightpence "; and

(*c*) for the words " eight shillings and twopence " the words " eight shillings and ninepence ".

22.—(1) In paragraph 1 of Part IA of the Third Schedule as amended by the 1954 Regulations and the 1956 Regulations there shall be substituted:—

(*a*) for the words " twelve shillings and eightpence " the words " thirteen shillings and threepence ";

(*b*) for the words " eleven shillings " the words " eleven shillings and sixpence "; and

(*c*) for the words " ten shillings " the words " ten shillings and fivepence ".

(2) In paragraph 2 of the said Part IA as amended by the 1954 Regulations and the 1956 Regulations there shall be substituted:—

(*a*) for the words " sixteen shillings and eightpence " the words " seventeen shillings and sevenpence ";