ULSTER SPECIAL CONSTABULARY

Pensions

REGULATIONS, DATED 18TH AUGUST, 1952, 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.

1952. No. 157

I, THE RIGHT HONOURABLE BRIAN MAGINESS, 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 :—

1. In paragraph (1) of Regulation 14 of the Ulster Special Constabulary Pensions Regulations, 1950, the words " of the amount described in Part I " to the end of the paragraph shall be omitted and at the end of paragraph (2) of the said Regulation there shall be added the following paragraph :—

" (2A) A widow's ordinary pension, including such a pension granted before the 1st January, 1952, shall be of the amount described in Part I of the Second Schedule provided that where the date of the death of the husband is the 6th of April, 1949, or any later date up to and including the 30th June, 1949, the pension in respect of any period after the 31st December, 1951, shall not be of less amount than it would have been if calculated in accordance with Part IA of the Second Schedule and where the date of the death of the husband is the 1st July, 1949, or any later date, the pension in respect of any period after the 31st December, 1951, shall be of the amount described in the said Part IA."

2. At the end of paragraph (3) of Regulation 15 of the said Regulations there shall be inserted the following paragraph :—

" (3A) Where a widow is in receipt of a pension increased under the foregoing provisions of this Regulation, and

(*a*) she was on the 1st October, 1951, between the ages of sixty and sixty-five years and in receipt of a pension so increased, or

(*b*) she has attained the age of sixty-five years, or

(*c*) that pension so increased is payable by virtue of the fact that she would have been entitled as aforesaid to receive widowed mother's allowance under the National Insurance Act (Northern Ireland), 1946,

then the rate of the pension shall be further increased by four shillings a week except during the first thirteen weeks that the pension is payable."

3. For paragraph (2) of Regulation 16 of the said Regulations there shall be substituted the following paragraph :—

" (2) A widow's special pension, including such a pension granted before 1st January, 1952, shall be of the amount described in Part III of the Second Schedule."

4. At the end of paragraph (4) of Regulation 17 of the said Regulations there shall be added the following paragraph :—

" (5) Where a widow is in receipt of a pension increased under the foregoing provisions of this Regulation, and —

(*a*) she was on the 1st October, 1951, between the ages of sixty and sixty-five years and in receipt of a pension so increased, or

(*b*) she has attained the age of sixty-five years, or

(*c*) that pension so increased is payable by virtue of the fact that she would have been entitled as aforesaid to receive widowed mother's allowance under the National Insurance Act (Northern Ireland), 1946,

then the rate of the pension shall be further increased by four shillings a week except during the first thirteen weeks that the pension is payable."

5. At the end of paragraph (7) of Regulation 21 of the said Regulations there shall be added the following paragraph :—

" (8) Where a widow is in receipt of a pension increased or granted under the foregoing provisions of this Regulation, and

(*a*) she was on the 1st of October, 1951, between the ages of sixty and sixty-five years and in receipt of a pension so increased or granted, or

(*b*) she has attained the age of sixty-five years, or

(*c*) that pension so increased or granted is payable by virtue of the fact that she has a family within the meaning of the Family Allowances Act (Northern Ireland), 1945, which includes a child in receipt of an allowance under these Regulations or the Ulster Special Constabulary Pensions Orders,

then the rate of the pension shall be further increased or increased by four shillings a week except during the first thirteen weeks that the pension is payable."

6. In Regulation 27 of the said Regulations after the words " in their discretion " there shall be inserted the words " from time to time ".

7.—(1) In paragraph (4) of Regulation 31 of the said Regulations for the word " manner " there shall be substituted the word " cases ".

(2) In paragraph (5) of the said Regulation for the words " subject to the provisions of " there shall be substituted the words " in the circumstances and cases provided by ".

(3) At the end of paragraph (7) of the said Regulation there shall be added the following paragraph :—

" (8) An allowance increased or granted under the foregoing provisions of this Regulation, including such an allowance increased or granted before the 1st January, 1952, shall be of the increased amount or of the amount described in Part VI of the Third Schedule."

8. In Regulation 40 of the said Regulations there shall be omitted the words " with the consent of the Ministry of Finance " and the words " and the Ministry of Finance ".

9. In paragraph (1) of Regulation 41 of the said Regulations there shall be omitted the words " and the Ministry of Finance ".

10. In paragraph (2) of Regulation 41 of the said Regulations for the words from " be abated to the extent " to the end of the said paragraph there shall be substituted the words " be abated to the extent to which the actual amount of these assistance grants exceeds what in the opinion of the Ministry after consultation with the National Assistance Board or the National Assistance Board (Northern Ireland), as the case may be, would have been their amount if the said payments had not fallen into arrears."

11. In Regulation 42 of the said Regulations there shall be omitted the words " with the consent of the Ministry of Finance ".

12. In paragraph (1) of Regulation 46 of the said Regulations there shall be omitted the words " with the approval of the Ministry of Finance ".

13. At the end of paragraph (3) of Regulation 56 of the said Regulations there shall be added the following paragraph :—

" (3A) A reference in these Regulations to a person being in receipt of a pension includes a reference to a person who would be in receipt of a pension but for the provisions of Regulation 41 or Regulation 43."

14. For paragraph 2 of Part III of the Second Schedule to the said Regulations there shall be substituted the following paragraphs :—

" 2. If she is entitled under the National Insurance Act (Northern Ireland), 1946, to a widow's allowance or a retirement pension which