17. These Regulations may be cited as the Ulster Special Constabulary (Appointment and Position) Regulations, 1950, and shall have effect as from the date hereof.

Dated this 6th day of October, 1950.

Brian Maginess,
Minister of Home Affairs for Northern Ireland.

Pensions

REGULATIONS, DATED 19TH JUNE, 1950, 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.

1950. No. 97

ARRANGEMENT OF REGULATIONS

PART I

REGULATION — GENERAL

1. Entitlement to injury award.
2. Duration, amount and payment of awards.

PART II

AWARDS ON RETIREMENT AND DISABLEMENT

3. Member's ill-health gratuity.
4. Member's supplemental pension.
5. Award where no other award payable.
6. Award in case of dismissal.
7. Awards to servicemen.
8. Existing pensions.

PART III

PERMANENT MEMBERS

9. Ordinary pension.
10. Ill-health award
11. Short service award.
12. Compulsory retirement on account of age.
13. Application of Regulations 9 to 12.

PART IV

AWARDS ON DEATH

Widows

14. Widow's ordinary pension.
15. Discretionary increase in widow's ordinary pension.

16. Widow's special pension.
17. Discretionary increase in widow's special pension.
18. Gratuity in lieu of pension.
19. Widow's ordinary gratuity.
20. Date of payment of award.
21. Awards to existing widows.
22. Limitation on awards to widows with reference to date of marriage.
23. Limitation on award to widow who was living apart from husband.
24. Termination of widow's pension on remarriage.

Children

25. Child's ordinary allowance.
26. Child's special allowance.
27. Variation in child's allowance.
28. Gratuity in lieu of allowance.
29. Limitation on right to child's allowance.
30. Duration of child's allowance.
31. Awards to children of parent who died before 5th July, 1948.

Widows, Children and Dependants

32. Awards on death of servicemen.
33. Awards to relatives or estate.
34. Prevention of duplication.

PART V

PENSIONABLE SERVICE

35. Reckoning of pensionable service.
36. Additions to pensionable service.
37. Additions to pensionable service on payment.

PART VI

PENSION CONTRIBUTIONS

38. Pension contributions.

PART VII

CANCELLATION, REVISION, REDUCTION, FORFEITURE, ETC., OF AWARDS

39. Cancellation of ill-health and supplemental pension.
40. Reassessment or cancellation of supplemental pension.
41. Reduction, suspension or disallowance of an award : abatement of arrears.
42. Reduction of pension in case of default.
43. Suspension of award during re-employment, etc.
44. Forfeiture of award.
45. Discharge of liability of Ministry on withdrawal of pension.

PART VIII

DETERMINATION OF QUESTIONS

46. Reference of medical questions.

PART IX

PAYMENT AND ASSIGNMENT OF AWARDS

47. Payment of awards.
48. Assignment of awards.
49. Payment of awards other than to person entitled.

PART X

COMPULSORY RETIREMENT

50. Compulsory retirement on grounds of efficiency of the force.
51. Compulsory retirement on grounds of disablement.
52. Effect of requirement to retire.

PART XI

MISCELLANEOUS AND SUPPLEMENTAL

53. Allocation of part of pension.
54. Posthumous children.
55. Pensionable pay.
56. Interpretation.
57. Awards to permanent and full time members serving on the 1st July, 1949 who do not elect for " averaging."
58. Minimum pensions in respect of certain persons serving on the 1st July, 1949.
59. Equivalent ranks.
60. Revocations, etc.
61. Citation, etc.

SCHEDULES

FIRST SCHEDULE

Parts I and IA.—Member's ordinary pension.
Parts II and IIA.—Member's ill-health or short service award.
Part III.—Reductions in ordinary, short service or ill-health pensions.
Part IV.—Standard amount for Regulation 4.

SECOND SCHEDULE

Parts I and IA.—Widow's ordinary pension.
Part II.—Discretionary increase in widow's ordinary or special pension.
Part III.—Widow's special pension.

Part IV.—Widow's gratuity in lieu of pension.
Part V.—Widow's ordinary gratuity.
Part VI.—Discretionary increase in widow's pension where husband died before 5th July, 1948.

THIRD SCHEDULE

Parts I and IA.—Child's ordinary allowance.
Part II.—Child's special allowance.
Parts III and IIIA.—Discretionary increase in child's allowance.
Part IV.—Reduction in child's allowance.
Part V.—Child's gratuity.
Part VI.—Discretionary increase in child's allowance where parent died before 5th July, 1948.

FOURTH SCHEDULE

I, THE RIGHT HONOURABLE BRIAN MAGINESS, K.C., M.P., 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 for the purpose of modifying in connection with the coming into force of the National Insurance Acts (Northern Ireland), 1946, the law as to the pensions payable to or in respect of members of the Ulster Special Constabulary :—

PART I

GENERAL

Entitlement to injury award.

1.—(1) Subject to the provisions of these Regulations, every member of the Ulster Special Constabulary (hereafter in these Regulations referred to as " member ") who is permanently disabled as the result of any injury or disease whether of body or mind (hereafter in these Regulations referred to as " an injury ") received in the execution of his duty as a member of the Ulster Special Constabulary (hereafter in these Regulations referred to as " the force ") without his own default shall be entitled to an award under these Regulations on retiring from the force, or, where he has retired before becoming disabled, on the date when he becomes so disabled which, if it cannot be ascertained, shall be taken to be the date when the claim that he is disabled is first made known to the Inspector General.

(2) The widow of a person who has been a member shall, in the circumstances specified in these Regulations, be entitled to an award.

(3) The child, step-child, illegitimate child and adopted child (hereafter in these Regulations referred to as the " child ") of a person who has been a member shall be entitled on the death of that person to an award in the circumstances specified in these Regulations :

Provided that this paragraph shall apply only to a step-child, illegitimate child or adopted child who was dependent to a substantial extent on the said person at the time of the death.

Duration, amount and payment of awards.

2.—(1) A pension shall be for life unless it is forfeited, varied, suspended or terminated under these Regulations.

(2) The amount of a pension payable to a person who has been a member shall, in the manner hereafter provided, be calculated with reference to his annual pensionable pay and shall be payable in respect of each year after his retirement :

Provided that where the date of retirement is the 1st July, 1949, or any later date this paragraph shall have effect as though for the word " annual " there were substituted the word " average."

(3) A pension to a widow or an allowance to a child shall be of such amount as is hereafter provided and shall be payable in respect of each week.

Part II

Awards on Retirement and Disablement

Member's ill-health gratuity.

3.—(1) Where a full time member retires from the force on the ground that he is permanently disabled and the disablement is not the result of an injury received in the execution of his duty without his own default he shall receive a gratuity.

(2) The amount of the said gratuity shall be determined in accordance with paragraph 1 of Part II of the First Schedule :

Provided that where the date of retirement is the 1st July, 1949, or any later date the amount of the said gratuity shall be determined in accordance with paragraph 1 of Part IIA of the said Schedule.

Member's supplemental pension.

4.—(1) Where a member or a person who has been a member is permanently disabled as a result of an injury received in the execution of his duty without his own default, (hereinafter in this Regulation referred to as " the relevant injury ") the award shall include a supplemental pension in respect of any week in respect of which —

(*a*) none of the payments described in paragraph (3) is payable to him, or

(*b*) if one or more of the said payments is payable, that payment or the aggregate of those payments, as the case may be, is less than the standard amount appropriate to his case determined in accordance with Part IV of the First Schedule.

(2) The amount of the supplemental pension in respect of any week shall —

(*a*) if none of the said payments is payable in respect of that week, be equal to the said appropriate standard amount, and