3. Where a person has received non-effective pay or excess remuneration in respect of any part of his war service, then that part of his war service shall not be treated under Section 1 of the Act as service in an unestablished capacity (except if counted for the purposes of so much of Section 6 of the Act as requires a minimum period of service as a condition for the grant of a gratuity), unless :—

(1) that person makes an application to the Ministry on the prescribed form within six months of the date when he was first employed in the Civil Service of Northern Ireland, or the date of the coming into force of these Regulations (whichever is the later) or within such further time as the Ministry of Finance, having regard to the circumstances of case, may allow ; and

(2) that person satifies the Ministry that he has refunded or is willing to refund any non-effective pay or excess remuneration in respect of any part of his war service which he desires to be treated under Section 1 of the Act as service in an unestablished capacity, and that he has surrendered his right to any further payment of non-effective pay or excess remuneration in respect of such part of his war service as aforesaid.

4. Where such adjustment as aforesaid involves the repayment of any sum the application shall not be effective until repayment is made, and when repayment falls to be made by instalments the application shall not be effective until the Department to which the payment is due has certified that repayment is complete. If repayment is not complete within two years of the date of the application then the Ministry may declare the application to be null and void.

Provided that if a person dies before repayment is completed the Ministry may treat the application as effective and may in these circumstances modify any award in respect of that person under the Superannuation Acts (Northern Ireland) 1921 to 1947 in such manner as appears to the Ministry to be equitable, having regard to the sum outstanding on account of the said repayment.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 31st day of December, 1948, in the presence of

(L.S.) *J. A. McKeown,*
Second Secretary.

Definition of War Period

ORDER, DATED 31ST DECEMBER, 1948, MADE BY THE MINISTRY OF FINANCE UNDER SUB-SECTION (2) OF SECTION FOUR OF THE SUPERANNUATION ACT (NORTHERN IRELAND), 1947.

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WHEREAS sub-section (2) of section four of the Superannuation Act