Transfer and Apportionment of Superannuation Rights and Liabilities

REGULATIONS, DATED THE TENTH DAY OF JULY, 1948, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION EIGHTY-FIVE OF THE HEALTH SERVICES ACT (NORTHERN IRELAND), 1948.

1948. No. 194

The Ministry of Health and Local Government for Northern Ireland (in these Regulations referred to as " the Ministry "), in exercise of the powers conferred on it by section eighty-five of the Health Services Act (Northern Ireland), 1948, hereby makes the following Regulations, that is to say :—

1.—(1) These Regulations may be cited as the Health Services (Transfer and Apportionment of Superannuation Rights and Liabilities) Regulations (Northern Ireland), 1948.

(2) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them—

" committee of management " and " joint committee of management " mean respectively a committee of management and a joint committee of management constituted under section nine of the Local Government (Ireland) Act, 1898 ;

" council " means the council of a county or of a county borough.

(3) The Interpretation Act, 1921, shall apply for the purpose of the interpretation of these Regulations in like manner as it applies for the interpretation of an Act of the Parliament of Northern Ireland.

2.—(1) The rights and liabilities conferred or imposed on any committee of management or joint committee of management under any enactment or scheme providing for the payment of, or contribution towards, superannuation benefits, being rights and liabilities in respect of officers who ceased to be employed by any such committee before the 5th July, 1948, shall, as from that day, be transferred to and thereupon become rights and liabilities of —

(*a*) in the case of a committee of management the council who appointed such committee ;

(*b*) in the case of a joint committee of management the councils who appointed such committee.

(2) In any case to which sub-paragraph (*b*) of the preceding paragraph applies, the said rights and liabilities shall be apportioned between the councils concerned in such manner as they may agree or, in default of agreement, as may be determined by the Ministry.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this tenth day of July, one thousand nine hundred and forty-eight, in the presence of :—

(L.S.) *Thos. Elwood,*
Assistant Secretary.